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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

OF THE

TERRITORY OF WASHINGTON

DURING THE

SIXTH BIENNIAL SESSION

HELD AT OLYMPIA, COMMENCING MONDAY,

OCTOBER 1, 1877.

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES,
Monday, October 1, 1877.

This being the day prescribed by law for the meeting of the Legislative Assembly of the Territory of Washington, the members elect of the House of Representatives convened in their Hall in the Territorial Capitol and were called to order by R. G. O'Brien, Chief Clerk of the Assembly of 1875.

Messrs. J. C. Horr, W. B. Daniels, J. B. La Du and Amasa Miller were nominated for Speaker *pro tem.*

Mr. La Du moved that the House proceed to vote by ballot.

Motion carried,

Upon ballot, Mr. J. B. La Du was declared duly elected and took the chair.

On motion of Mr. Whitson,

Mr. R. G. O'Brien was appointed Chief Clerk *pro tem.*

Mr. Whitson moved that the House dispense with the further organization and proceed to the appointment of a committee on Credentials to consist of 5 members of the House.

Motion carried.

The Speaker appointed as such committee,

Messrs Whitson, Ringer, Gregory, Kelly and Percival.

On motion of Mr. Styles,

The House took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

House met pursuant to adjournment.

Mr. Speaker *pro tem* in the chair.

At roll call the following members answered to their names:

Present—Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, Kelly, Long, La Du, Percival, Ringer, Styles, Tibbetts, Van Syckle, Whitney, Whitson, Ward, Warbass.

Afterward Messrs. Barnes, Miller, Martin, McReavy, McDonnell, Newland and Warman appeared and took their seats.

Mr. Whitson, from committee on Credentials submitted the following report:

MR. SPEAKER—

Your committee on Credentials beg leave to report that they have examined the credentials issued to members and the returns of the general election of 1876, on file in the office of the Secretary of the Territory, that we find the said returns duly certified by the County Auditors of the several counties and find the following persons entitled to seats in the House of Representatives, at the present session, to wit:

D. F. Percival—Stevens County.

L. M. Ringer—Whitman County.

W. T. Barnes, Wm. Martin, A. J. Gregory, H. Van Syckle—Walla Walla County.

Edward Whitson—Yakima County.

J. B. La Du—Cowlitz County.

Nathan Davis—Cowlitz and Wahkiakum Counties.

W. B. Daniels and C. T. Styles—Clarke County.

R. G. Newland and Edis McDonnell—Columbia County.

N. Whitney—Clarke, Skamania and Klickitat Counties.

J. H. Long—Lewis County.

J. C. Horr, S. G. Ward and John Chipman—Thurston County.

Thomas Warman—Pacific and Chehalis Counties.

W. B. Kelly—Pierce County.

John McReavy—Pierce and Mason Counties.

G. W. Tibbetts and Joseph Foster—King County

O. B. Iverson—Snohomish County.

Wm. Korter—Kitsap and Jefferson Counties.

J. M. E. Atkinson—Jefferson County.

L. L. Andrews—Whatcom County.

E. D. Warbass—Clallam and San Juan Counties.

Eason B. Ebey—Island County.

Respectfully submitted,

EDWARD WHITSON,
A. J. GREGORY,
L. M. RINGER,
W. B. KELLY,
D. F. PERCIVAL,
Committee on Credentials.

On motion of Mr. Miller,

Report was adopted.

Mr. Gregory moved that the Secretary be invited within the bar and administer the oath to the members.

Motion carried.

Whereupon the Hon. N. H. Owings, Secretary, appeared and administered the oath of office to the Speaker and members of the House.

On motion of Mr. Miller,

House adjourned till to-morrow morning at 10 o'clock.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
TUESDAY, *October* 2, 1877.

House met pursuant to adjournment.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Newland, Percival, Ringer, Styles, Tibbetts, Warbass, Warman, Whitney and Whitson.

Absent—Messrs. Foster, Van Syckle and Ward.

Messrs. Van Syckle and Ward afterwards entered and took their seats.

Journal of yesterday read and approved.

Mr. Daniels moved that the press reporters be invited in side the bar.

Motion carried.

Mr. Gregory moved to grant an indefinite leave of absence to Mr. Foster.

Motion carried.

Mr. Daniels moved that the House proceed to a permanent organization.

Motion carried.

On motion of Mr. Ringer,

The House proceeded to the election of Speaker.

Mr. Ringer placed in nomination Hon. J. B. La Du.

Mr. Daniels nominated Hon. R. J. Newland.

On motion of Mr. Whitson,

The House proceeded to vote by ballot.

On display of the ballot Mr. Newland received 15 votes, and Mr. La Du 11 votes.

Mr. Newland having received a majority of all the votes cast, was declared duly elected Speaker.

On motion, the Speaker *pro tem.* appointed Messrs. Ringer and Daniels a committee to wait on the Speaker elect and conduct him to the chair.

Mr. Whitson moved that the House proceed to the election of Chief Clerk.

Motion carried.

Mr. La Du moved that the vote be taken by ballot.

Motion carried.

Mr. Daniels placed in nomination R. G. O'Brien.

Mr. McReavy placed in nomination E. A. Wilson.

Upon ballot, Mr. O'Brien received 15 votes and Mr. Wilson 12 votes.

Mr. O'Brien having received the majority of all the votes cast was declared elected Chief Clerk.

On motion of Mr. Horr,

The House proceeded to the election of Assistant Clerk.

Mr. Kelly placed in nomination George Gallagher.

Mr. Tibbetts placed in nomination William Hughes.

Upon ballot Mr. Hughes received 16 votes and Mr. Gallagher 11 votes.

Mr. Hughes having received a majority of all the votes cast was declared elected Assistant Clerk.

Mr. Styles moved that the House proceed to the election of Messenger.

Motion lost.

On motion of Mr. Gregory,

The House proceeded to the election of Sergeant-at-Arms.

Mr. Horr placed in nomination the name of L. P. Berry.

Mr. Kelly placed in nomination the name of Wm. Pickering.

Upon ballot, Mr. Berry received 20 votes, and Mr. Pickering 8 votes.

Mr. Berry having received a majority of all the votes cast, was declared duly elected Sergeant-at-Arms.

On motion of Mr. Daniels,

The House proceeded to the election of Doorkeeper.

Mr. McReavy placed in nomination the name of G. D. Keller.

Mr. Horr placed in nomination the name of L. G. Abbott.

Upon ballot being taken, Mr. Abbott received 15 votes, and Mr. Keller received 13 votes.

Mr. Abbott having received a majority of all the votes cast was declared duly elected Doorkeeper.

On motion of Mr. Whitson,

The House proceeded to the election of Messenger.

Mr. Styles placed in nomination the name of Robert Wilson.

Mr. La Du placed in nomination the name of W. R. Ballard, and Mr. Tibbetts the name of Charles Gilkey.

Afterwards the name of Mr. Gilkey was withdrawn.

Upon ballot being taken, Mr. Wilson received 15 votes and Mr. Ballard 13 votes.

Mr. Wilson having received a majority of all the votes cast was declared duly elected Messenger.

On motion of Mr. Miller,

The House proceeded to the election of Watchman.

Mr. McReavy placed in nomination the name of F. Kennedy.

Mr. Miller placed in nomination the name of H. McKay.

Upon ballot being taken, Mr. McKay received 15 votes and Mr. Kennedy 13 votes.

Mr. McKay having received a majority of all the votes cast was declared duly elected Watchman.

Mr. McReavy moved that the House proceed to the election of Enrolling Clerk by acclamation.

Motion carried.

Mr. Warbass placed in nomination the name of Miss C. E. Myers.

Mr. Gregory moved that Miss Myers be declared duly elected Enrolling Clerk.

Motion carried.

Mr. McReavy nominated Miss S. Galliher for Engrossing Clerk, and moved that she be declared duly elected.

Motion carried.

Mr. Whitson moved that the Secretary of the Territory be invited within the bar to administer the oath of office to the officers elect,

Whereupon, Hon. N. H. Owings appeared and administered the oath of office to the officers elect present.

On motion of Mr. La Du,

The Rules and Orders used in the session of 1875, were adopted for the government of this House.

On motion, the Clerk was instructed to inform the Council that the House is now organized and ready to proceed to business.

Mr. Horr moved that a committee of three be appointed by the chair, for the purpose of ascertaining the propriety of procuring the services of a Chaplain for the House.

Motion carried.

Whereupon the Speaker appointed Messrs. La Du, Daniels and Long as such committee.

Mr. Daniels moved that a committee of three be appointed to wait upon the Governor, and inform him that the House is now organized and ready to receive any communication.

Speaker appointed as said committee, Messrs. McDonnell, Daniels and Percival.

On motion of Mr. Warbass,

House took a recess until two o'clock P. M.

AFTERNOON SESSION.

HOUSE OF REPRESNTATIVES,
TUESDAY, *October* 2, 1877.

House called to order by the Speaker.

The roll being called, the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Whitney, Whitson and Mr. Speaker.

The following message was received from the Council by their Clerk:

COUNCIL CHAMBER,
Tuesday, October 2, 1877.

MR. SPEAKER—

I am requested to inform you that the Council of the Legislative Assembly has this day permanently organized by the election of the following officers, to wit:

Hon. Thos. M. Reed.....*President*
Thomas B. Merry.....*Chief Clerk*
James T. Berry.....*Asst. Clerk*
I. V. Mossman.....*Sergeant-at.Arms*
F. W. Hastings.....*Doorkeeper*
Miss M. J. Hathaway.....*Messenger*
" Fannie Baldwin.....*Enrolling Clerk*
" Anna Knighton.....*Engrossing Clerk*
Edward Harmon.....*Watchman*

And is now ready to receive messages from the House.

T. B. MERRY,
Chief Clerk.

The following message from the Secretary was read:

TERRITORY OF WASHINGTON,
OFFICE OF THE SECRETARY,
Olympia, October 2, 1877.

To the Hon. Speaker of the House of Representatives of the Territory of Washington:

SIR:—

I have the honor herewith to inform you that Clarence B. Bagley has been appointed Public Printer for the sixth (6) Biennial Session of the Legislative Assembly of the Territory of Washington. The appointment has been made by this office in compliance with instructions from the Treasury Department of the United States. The Congressional appropriation having been limited to four thousand dollars ($4000), printing aggre-

gating that amount will be done by Mr. Bagley, and paid for by this office.

Very respectfully your obedient servant,

N. H. OWINGS,
Secretary Territory of Washington.

On motion of Mr. Styles,

The communication was received.

On motion of Mr. Horr,

A Special committee of three were appointed to act in conjunction with a committee on the part of the Council for the purpose of inquiring into the matter of incidental public printing of the Legislative Assembly and the general laws.

The Speaker appointed as said committee, Messrs. Horr, Daniels and Ringer.

The following message was received from the Council:

COUNCIL CHAMBER,
OLYMPIA, W., T. *October* 2, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House of the passage of

C. J. R. 1.—*Resolved*, By the Council, the House concurring, that a committee of two be appointed by the President to confer with a like committee chosen by the House to wait upon the Governor and inform him that both Houses are now organized and ready to receive any communication he may be pleased to make.

T. B. MERRY,
Chief Clerk.

On motion of Mr. La Du,

C. J. R. 1.—Relative to a joint committee to wait upon the Governor and inform him of the permanent organization,

Was read first time.

On motion, rules suspended and resolution read a second time.

On motion, rules further suspended, resolution read a third time, and the question "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Newland, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney and Whitson.—28.

The Clerk was instructed to inform the Council of the introduction and passage of

C. J. R. 1.—Relative to the appointment of a joint committee to wait on the Governor.

On motion of Mr. La Du,

The committee appointed to wait on the Governor, was made a joint committee.

Hon. N. H. Owings, Secretary of the Territory, was invited within the bar, and administered the oath of office to Miss Clara E. Myers, Enrolling Clerk.

Mr. Ringer moved that the House now adjourn till two o'clock to-morrow afternoon.

Motion lost.

Mr. McReavy moved an adjournment to ten o'clock to-morrow morning.

Motion lost.

On motion of Mr. Ringer,

The House did adjourn until 1:30 o'clock to-morrow afternoon.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Wednesday, October 3, 1877.

House met pursuant to adjournment.

Mr. Speaker in the chair.

At roll call the following members answered to their names:

Present—Messrs. Andrews, Barnes, Daniels, Davis, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warman, Whitney, Whitson, and Mr. Speaker.—22.

Absent—Messrs. Atkinson, Chipman, Ebey, (Foster, absent on leave) Horr, McReavy, Van Syckle and Warbass.—8.

Journal of yesterday read and approved.

Mr. Daniels, from the committee appointed to act with a committee on the part of the Council, to wait upon the Governor, presented the following report:

MR. SPEAKER—

Your committee appointed to act in conjunction with a committee on the part of the Council, to wait upon the Governor, and inform him that the Legislative Assembly was duly organized and ready to receive any communication he might see proper to make,

Beg leave to report that they have performed the duty assigned them. His Excellency informed your committee that he would be ready to deliver a message at two o'clock this afternoon. Your committee recommend that the President and

members of the Council be invited within the Hall of the House for the purpose of receiving the Governor's Message at the time mentioned.

W. BYRON DANIELS,
Chairman.

On motion, the report was received.

Mr. Iverson introduced

H. J. R. 1.—Relative to the assembly in the House and Council in joint convention to receive the Governor's message.

Read first time.

On motion, the rules were suspended and the resolution read a second time.

On motion., the rules were further suspended and the resolution was read a third time.

The question being "Shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Ayes—Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

On motion of Mr. La Du,

The Clerk was instructed to inform the Council of the introduction and passage of

H. J. R. 1.—Relative to assemblying of both Houses to receive the Governor's message.

And that the House is now prepared to receive the Council in joint convention, to hear the Governor's message.

Message from the Council, by their Clerk, as follows:

COUNCIL CHAMBER,
October 3, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House of the passage of

H. J. R. 1.—Relative to the assembly of the House and Council in joint convention to receive the Governor's message.

T. B. MERRY,
Chief Clerk.

The Council then appeared in the hall of the House, and the joint convention was called to order by the President of the Council.

Mr. Daniels moved that a committee of three on the part of the House and two on the part of the Council, be appointed to wait upon his Excellency, the Governor, and inform him that the two Houses were now in joint convention, and ready to receive his message.

Motion carried.

Mr. President appointed Messrs. Ferguson and Stewart, on the part of the Council, and Mr. Speaker appointed Messrs. Daniels, Ringer and Percival, on the part of the House.

The committee retired, and the Governor returning with said committee, then delivered his Biennial message.

The business being concluded, the convention adjourned, and thereupon the Council returned to their chamber.

The House having resumed business,

Mr. Ringer moved that 1,000 copies of the Governor's message be printed for the use of the House.

Motion carried.

On motion of Mr. Whitson,

The Governor's message was laid on the table and made the order of the day for Friday, at 11 A. M.

Mr. Kelly introduced,

H. J. R. 2.—Relative to printing 1,000 copies of the Governor's message for distribution by the Board of Immigration.

Read first time.

On motion, the rules were suspended and resolution read a second time.

Mr. Kelly moved to amend by striking out the words "To be distributed among the several counties of the Territory in ratio of population."

Amendment adopted.

On motion, rules were further suspended, resolution as amended read a third time,

And the question "Shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Styles, Tibbetts, Ward, Warbass, Whitney, Warman, Whitson and Mr. Speaker.—27.

Those voting in the negative—Mr. Ringer.—1.

Mr. La Du moved that the House take a recess for ten minutes.

Motion carried.

House called to order.

On motion of Mr. Horr,

The House adjourned until to-morrow morning at 10 A. M.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Thursday, October 4, 1877.

House met pursuant to adjournment,

Mr. Speaker in the chair,

At roll call the following members answered to their names:

Present—Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Ringer, Styles, Tibbetts, Ward, Warman, Warbass, Whitson and Mr. Speaker.—26.

Absent—Messrs. (Foster, by leave), Percival, Van Syckle and Whitney.—4.

Journal of yesterday read and approved.

The Speaker announced the following as the Standing Committees of the House for the present session:

COMMITTEE ON PRINTING.

Messrs. Gregory, Whitney and Long.

CORPORATIONS.

Messrs. McReavy, Ward, Gregory, Andrews and Warbass.

COUNTIES.

Messrs. McDonnell, Percival, Styles, Warman and Atkinson.

RULES AND ORDERS.

Messrs. La Du, Kelly, Miller, Chipman and Whitson.

AGRICULTURE.

Messrs. Chipman, Davis, Barnes, Long and Martin.

PUBLIC LIBRARY, BUILDINGS AND GROUNDS.

Messrs. Tibbetts, Ward, Korter and Foster.

MINES AND MINING INTERESTS.

Messrs. Horr, Percival, Kelly and Ebey.

FEDERAL RELATIONS AND MEMORIALS.

Messrs. Iverson, Atkinson, Ringer, Van Syckle and Daniels.

WAYS, MEANS AND CLAIMS.

Messrs. Whitson, Ward, Tibbetts, Barnes and Davis.

EDUCATION.

Messrs. Whitney, Daniels, Chipman, Kelly and Van Syckle.

JUDICIARY.

Messrs. Daniels, Iverson, La Du, Whitson and McReavy.

MILITARY AFFAIRS.

Messrs. Andrews, Warbass and Foster.

ROADS AND HIGHWAYS.

Messrs. Styles, Miller, Long, Davis and McDonnell.

ENGROSSED BILLS.

Messr. Ringer, Whitney and Tibbetts.

ENROLLED BILLS.

Messers. Miller, Atkinson and Korter.

INDIAN AFFAIRS.

Messrs. Kelly, Iverson and Percival.

COMMERCE AND FISHERIES.

Messrs. Warman, Atkinson, Gregory, Styles, Foster and Horr.

Mr. La Du, from the Select committee appointed to ascertain upon what terms a Chaplain could be procured for the House, presented the following report:

HOUSE OF REPRESENTATIVES,
October 4, 1877.

MR. SPEAKER—

Your Select committee, to whom was referred the matter of procuring the services of a Chaplain of the House, during the present session, would respectfully report, that they have performed that duty, and find upon consultation with several of the Clergy of Olympia, that they are willing to officiate alternately among themselves, as they may arrange, trusting to the liberality of the Legislature, for the allowance of a reasonable compensation for their services.

J. B. LA DU,
Chairman.

On motion of Mr. Ringer,

The report was adopted and the committee discharged from further consideration of the matter.

Mr. Horr gave notice that he would submit for the consideration, to-morrow, an amendment to Rule 49, changing the number of Standing Committees from 17 to 18, and adding thereto a Standing Committee on Hospital for the Insane.

Mr. Whitson introduced

H. B. 1.—An act to amend an act entitled an act relating to personal property.

Bill read first time.

On motion of Mr. Whitson,

The rules were suspended and bill read a second time by title.

On motion of Mr. Gregory,

The bill was referred to committee on Judiciary.

Mr. Styles introduced,

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions for the Territory of Washington.

Bill read first time.

Message from the Council, by their Clerk as follows:

COUNCIL CHAMBER,
October 3, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has this day introduced and passed,

C. B. 3.—An act entitled an act to provide for equalization of taxes in King county, for the year 1877.

Also at same time passed,

C. B. 4.—An act entitled an act to repeal an act entitled an act to provide for the election of county commissioners and county assessors of King county, Washington Territory.

And the same is herewith transmitted for the consideration of the House.

T. B. MERRY,
Chief Clerk.

On motion of Mr. Styles,

The rules were suspended and bill read a second time by title.

On motion of Mr. Ward,

Bill was referred to committee on Judiciary.

Mr. Daniels introduced,

H. B. 3.—An act to amend an act entitled on act to provide for the assessing and collecting of Territorial Revenue, approved Nov. 12, 1875.

On motion of Mr. La Du,

The rules were suspended and bill read second time by title.

On motion of Mr. Percival,

The bill was referred to committee on Judiciary.

Mr. Warman moved that the report of the Territorial Auditor be referred to the committee on Ways, Means and Claims.

Motion carried.

Mr. Styles moved that the vote by which the Territorial Auditor's report was referred to committee on Ways, Means and Claims, be reconsidered.

Motion carried.

Mr. Styles moved that the Auditor's Report be read.

Motion carried.

Message from the Council by their Clerk, as follows:

COUNCIL CHAMBER,
October 4, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that

C. J. R. 4.—Relative to a Select committee to examine and report upon the incorporation acts of the several towns and cities in the Territory of Washington,

Has been adopted by the Council and transmitted for your consideration.

T. B. MERRY,
Chief Clerk.

Mr. Whitson moved that the further reading of the Auditor's report be dispensed with.

Motion carried.

On motion of Mr. Whitson,

The Auditor's report was referred to committee on Printing, with instructions to print 200 copies of the same for the use of the House.

Mr. Long introduced

H. J. R. 4.—Relative to the printing of 400 additional copies of that part of the Governor's message relating to the Northern Pacific Railroad.

On motion of Mr. Gregory,

The rules were suspended and resolution read second time now by title.

Mr. La Du moved to amend by striking out that portion relating to the N. P. R. R.

Motion carried.

Mr. Kelly moved to re-consider the vote on the amendment.

Motion carried.

On motion of Mr. Kelly,

The rules were further suspended, and the resolution read a third time.

The question then being, "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Ayes—Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—27.

Resolution passed.

Mr. McReavy moved that the report of the Territorial Treasurer be referred to committee on Printing, with instructions to print 200 copies for the use of the House.

Motion carried.

Mr. Horr moved that the report on Insane Asylum be made the special order of business for to-morrow morning at 10:30 o'clock.

Mr. McReavy moved to amend by inserting that "the report be referred to the committee on Printing, and that 100 copies be printed for the use of the House."

Amendment carried.

The original motion was then adopted as amended.

Mr. Miller moved that the report of the Superintendent of the Insane Asylum, be referred to the same committee.

Motion carried.

Mr. La Du moved that the report of the Commissioners on Immigration be referred to the committee on Printing with instructions to print 100 copies for the use of the House.

Motion carried.

C. J. R. 2.—Relative to Joint Printing Committee,

Was taken up and read first time.

On motion of Mr. McReavy,

The rules were suspended and resolution read second time.

On motion of Mr. Ringer,

The rules were further suspended and the resolution read a third time.

The question then being, "will the House concur in the resolution," the vote was taken with the following result:

Those voting in the affirmative were:

Ayes—Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Resolution passed.

C. J. R. 4.—Relative to the incorporation of town and cities.

Read first time.

On motion of Mr. Gregory,

The rules were suspended and the resolution read a second time by title.

On motion of Mr. Gregory,

Resolution was referred to committee on Corporations.

C. B. 3.—An act to provide for the equalization of taxes in King county, for the year 1877.

Bill read first time.

On motion of Mr. Tibbetts,

The rules were suspended and bill read second time.

On motion of Mr. Miller,

The rules were further suspended and bill read third time.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Ayes—Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Noes—Mr. McReavy.—1.

Bill passed and title agreed to.

Message from the Council by their Clerk as follows:

COUNCIL CHAMBER,
OLYMPIA, *October* 4, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that Substitute for

C. B 2.—Relative to changing the time of holding terms of the district court in Yakima and Walla Walla.

Has passed the Council and transmitted to the House for concurrent action.

T. B. MERRY,
Chief Clerk.

C. B. 4.—An act entitled an act to repeal an act entitled an act to provide for the the election of County Commissioners and County Assessors of King county, Washington Territory.

Bill read first time,

On motion of Mr. Tibbetts,

The rules were suspended and the bill read a second time by title.

On motion the rules were further suspended and the bill read a third time now by title.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

Substitute for C B. 2.—Relative to the time of holding court in the county of Walla Walla.

Read first time.

On motion of Mr. Gregory,

The rules were suspended and bill read second time.

On motion of Mr. Gregory,

The rules were suspended and the bill was read third time.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

Mr. La Du moved that the Clerk be instructed to report the passage of the bill to the Council.

Motion carried.

On motion of Mr. Horr,

The House adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

House met, Mr. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Ebey, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—26.

Absent.—Messrs. (Foster,) Gregory, Van Syckle and Warbass.—4.

Mr. Gregory was excused from attendance on account of sickness.

Mr. Miller moved that indefinite leave of absence be granted Mr. Van Syckle.

Motion carried.

Mr. Korter introduced,

H. B. 4.—An act to change the name of Heinrich Ernest August Pershein to that of Harry Benson.

Read first time.

On motion of Mr. Ringer,

The rules were suspended and the bill read second time.

Mr. Ringer moved the bill be referred to committee on Military Affairs.

Motion lost.

On motion of Mr. Styles,

The rules were further suspended and the bill read third time.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—25.

The bill passed and title agreed to.

Mr. Warbass moved that a Select committee of three, on Mileage, be appointed by the Speaker.

Motion carried.

Speaker appointed as said committee, Messrs. Warbass, Miller and Iverson.

On motion of Mr. Horr,

The House took a recess for 20 minutes.

House called to order.

Mr. Percival introduced,

H. B. 5.—An act creating and conferring jurisdiction upon the district court of Stevens county.

Read first time.

On motion of Mr. Ringer,

The rules were suspended and the bill read a second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Judiciary.

Mr. McDonnell introduced,

H. B. 6.—An act in relation to the computation of time.

Read first time.

On motion of Mr. Ringer,

The rules were suspended and the bill read a second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Judiciary.

Mr. Warman gave notice that he would introduce on the 6th,

An act creating and conferring jurisdiction upon the district court of Pacific county.

The Speaker called Mr. Styles to the chair.

Mr. Newland introduced,

H. B. 7.—An act establishing the district court of Columbia county.

Passed first reading.

On motion of Mr. Korter,

The rules were suspended and bill read second time by title.

On motion of Mr. Newland,

The bill was referred to committee on Judiciary.

Mr. Warbass, from the committee on Mileage, submitted the following report:

The Select committee to whom was referred the matter of milage, have had the same under consideration and instruct me to report as follows:

Andrews, 150 miles one way as mileage.
Atkinson, 150 miles one way as mileage.
Barnes, 444 miles one way as mileage.
Chipman, 12 miles one way as mileage.
Daniels, 150 miles one way as mileage.
Davis, 91 miles one way as mileage.
Ebey, 141 miles one way as mileage.
Foster, 75 miles one way as mileage.
Gregory, 432 miles one way as mileage.
Iverson, 120 miles one way as mileage.
Kelly, 50 miles one way as mileage.
Korter, 124 miles one way as mileage.
La Du, 90 miles one way as mileage.
Long, 35 miles one way as mileage.
Martin, 400 miles one way as mileage.
McDonnell, 470 miles one way as mileage.
McReavy, 140 miles one way as mileage.
Miller, 110 miles one way as mileage.
Newland, 462 miles one way as mileage.
Percival, 563 miles one way as mileage.
Ringer, 518 miles one way as mileage.
Styles, 175 miles one way as mileage.
Tibbetts, 75 miles one way as mileage.
Van Syckle, 450 miles one way as mileage.
Ward, 2 miles one way as mileage.
Warbass, 179 miles one way as mileage.
Warman, 200 miles one way as mileage.
Whitney, 280 miles one way as mileage.
Whitson, 430 miles one way as mileage.

All of which is herewith respectfully submitted,

E. D. WARBASS,
Chairman Committee on Mileage.

Mr. Kelly moved the report be received and committee discharged.

Motion carried.

On motion of Mr. Kelly,

The Clerk was instructed to transfer the report to the Secretary of the Territory.

Mr. Horr asked permission to introduce,

H. B. 8.—An act imposing certain duties upon the Governor of the Territory.

Read first time.

On motion of Mr. Daniels,

The rules were suspended and the bill read a second time now by title.

On motion of Mr. Daniels,

The bill was referred to the committee on Ways, Means and Claims.

Mr. Daniels moved that a committee of five be appointed on the part of the House, to confer with the Secretary of the Territory, to ascertain why the Legislative Assembly has not at this session, its usual government appropriation for incidental expenses, with instructions to report to-morrow morning at half-past ten o'clock.

Motion carried.

The Speaker appointed as said committee, Messrs. Daniels, La Du, Horr, Iverson and Ringer.

On motion of Mr. Miller,

The House adjourned until 10 o'clock to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Friday, October 5, 1877.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by the Rev. D. N. Utter, acting as Chaplain.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer,

Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Ringer introduced,

H. M. 1.—In relation to extending the time for building the Northern Pacific Railroad.

Which was, on motion, read and referred to the committee on Memorials and Federal Relations, with instructions to report to-morrow at 10:30 A. M.

REPORTS OF STANDING COMMITTEES.

Mr. Whitson, from committee on Ways, Means and Claims, submitted the following report:

HOUSE OF REPRESENTATIVES,
October 5, 1877.

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred,

H. B. 8.—Entitled an act imposing certain duties upon the Governor of the Territory.

Would respectfully beg leave to report that we have had the same under consideration and herewith transmit the same and recommend its passage.

EDWARD WHITSON,
Chairman.

REPORTS FROM SELECT COMMITTEES.

Mr. Daniels, from Select committee, appointed to confer with the Secretary of the Territory, asked further time to be granted until 2 o'clock this afternoon.

On motion, the committee were granted further time.

Message from the Council by their Clerk as follows:

COUNCIL CHAMBER,
October, 5, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that that,

C. J. R. 5.—Relative to Mileage of the Legislative Assembly of W. T., for the Sixth Biennial Session, has been adopted by the Council and transmitted to the House for concurrent action.

T. B. MERRY,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

Mr. Long introduced,

H. B. 9.—An act to make valid the location of county roads.

Bill read first time.

On motion of Mr. Long,

The rules were suspended and bill read second time by title.

Mr. Horr moved that the bill be referred to committee on Roads and Highways.

Motion carried and bill so referred.

Mr. La Du introduced,

H. B. 10.—An act to amend an act entitled an act to provide for the assessing and collecting of County and Territorial revenue, approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. La Du,

The rules were suspended and the bill read a second time, now by title.

On motion of Mr. La Du,

The bill was referred to committee on Judiciary.

Mr. Whitson introduced,

H. B. 11.—An act to authorize the County Commissioners of Yakima county to offer bounty for the scalps of squirrels and sage-rats.

Bill read first time.

On motion of Mr. Whitson,

The rules were suspended and bill read second time, now by title.

On motion of Mr. Gregory,

The bill was referred to the committee on Agriculture.

Mr. Gregory introduced,

H. B. 12.—An act to appoint A, B, C, D, E, and F, a commission to codify the laws of Washington Territory.

Bill read first time.

On motion of Mr. Gregory,

The rules were suspended, the bill read second time, now by title.

Mr. Gregory moved that the bill be referred to committee on Judiciary.

Motion carried and bill so referred.

Mr. Long introduced,

H. B. 13.—An act making the Sheriff of Lewis county *ex-officio* Assessor.

Bill read first time.

On motion of Mr. Long,

The rules were suspended, the bill read a second time, now by title.

On motion of Mr. Long,

The bill was referred to committee on Counties.

Mr. Horr moved that House Rule No. 49, be amended by striking out the word "Seventeen," and inserting the word "Nineteen," thereby creating two new Standing Committees, one on Hospital for the Insane, and one on Privileges and Elections.

The amendment was adopted.

Mr. Kelly introduced,

H. R. 1.—*Resolved*, By the House of the Legislative Assembly of the Territory of Washington, that all bills of a general character, referred to the Standing committees of the House, be printed unless otherwise ordered.

Resolution read first time.

On motion of Mr. La Du,

The rules were suspended and the resolution read a second time, now by title.

On motion, the rules were further suspended and the resolution read third time.

The question then being "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

The resolution was adopted.

The hour of 11 o'clock, the time fixed for the consideration of the Governor's Message having arrived,

Mr. Gregory moved that the House go into the committee of the whole, to consider the same.

Motion carried.

The Speaker called Mr. Daniels to the chair.

After some time spent therein, the committee rose and their chairman submitted the following report:

MR. SPEAKER—

Your committe of the whole, to whom was referred the Governor's Message, recommend as follows:

So much of the same as relates to Finances, be referred to the committee on Ways and Means.

So much as relates to Agriculture, be referred to the committee on Agriculture.

So much as relates to the Penitentiary, be referred to the committee on Ways and Means.

So much as relates to Fisheries, be referred to the committee on Commerce.

So much as relates to Board of Equalization, be referred to the committee on Counties.

So much as relates to the Territorial Library, be referred to the committee on Library and Public Buildings.

So much as relates to Revision of the Laws, be referred to the committee on Judiciary.

So much as relates to Coal and Lumber, be referred to the committee on Mining and Mining Interests.

So much as relates to the Northern Pacific Railroad, be

referred to the committee on Federal Relations and Memorials.

So much as relates to the Columbia River Pilotage, be referred to the committee on Commerce and Fisheries.

So much as relates to State Government be referred to the committee on Federal Relations and Memorials.

So much as relates to Immigration, be referred to the committee on Military Affairs.

So much as relates to Population, be referred to the committee on Counties.

So much as relates to the Hospital for the Insane, be referred to the committee on Hospital for the Insane.

And the committee asks to be discharged.

W. BYRON DANIELS,
Chairman.

On motion of Mr. La Du,

The report was adopted.

The Speaker announced through the Clerk, the following committee on Hospital for the Insane:

Messrs. Horr, Ringer, Tibbetts, McReavy and Percival.

PRIVILEGES AND ELECTIONS.

Messrs. Ward, Long, Ringer, Gregory and Whitson.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. J. R. 5.—Relative to mileage of members of the Legislative Assembly of Washington Territory, for the Sixth Biennial Session,

Was taken from the table.

Resolution read first time.

On motion, the rules were suspended and the resolution read a second time.

On motion of Mr. Miller,

The rules were further suspended and the resolution read the third time, now by title.

The question then being, "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Resolution passed.

Mr. Miller moved that a joint committee of two be appointed on the part of the House to act with the committee from the Council in regard to fixing the mileage of members.

Motion carried.

The Speaker appointed as such committee, Messrs. Miller and Warbass.

Message from the Council by their Clerk:

COUNCIL CHAMBER,
October 5, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that

C. B. 2.—An act changing the time of holding the district court at Walla Walla,

Has been reported back correctly enrolled and is herewith transmitted for your signature.

T. B. MERRY,
Chief Clerk.

The Speaker gave notice that he was about to sign the above bill reported from the Council.

Mr. Korter moved that the House take a recess until 2 o'clock P. M.

Motion lost.

On motion of Mr. Styles,

The House adjourned until 10 o'clock to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Saturday, October 6, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

Prayer by the Rev. D. N. Utter, acting as Chaplain.

At the roll call the following members answered to their names:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Absent—Messrs. Kelly and Atkinson.—2.

Journal of yesterday read and approved.

REPORTS FROM STANDING COMMITTEES.

Mr. Daniels, from the committee on Judiciary, presented the following report:

MR. SPEAKER—

Your committee on Judiciary, to whom was referred,

H. B. 1.—An act to amend an act entitled an act relating to mortgages on personal property,

Report the same back and recommend its passage.

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions.

Have had the same under consideration and report the same back with the recommendation that it do pass.

W. BYRON DANIELS,
Chairman.

Mr. Iverson, from the committee on Memorials and Federal Relations, presented the following report:

MR. SPEAKER—

Your committee on Memorials and Federal Relations to whom was referred,

H. J. R. 1.—In relation to extension of time of building the Northern Pacific Railroad,

Have had the same under consideration and report the same back with recommendation that it do pass.

O. B. IVERSON,
Chairman.

Mr. McReavy, from the committee on Corporations, presented the following report:

MR. SPEAKER—

Your committee on Corporations, to whom was referred,

C. J. R. 4.—Relative to the Incorporation of towns and cities,

Have had the same under consideration and report the same back and recommend its passage.

JOHN MCREAVY,
Chairman.

Mr. Chipman, from committee on Agriculture, presented the following report:

MR. SPEAKER—

Your committee to whom was referred that part of the Governor's Message on "Immigration," submit the following:

That six thousand copies of the Governor's Message be given to the Board of Immigration for gratuituous distribution, also that the sum of three hundred dollars per annum be appropriated out of the Territorial Treasury for office rent, postage, fuel, &c., for the use of said Board of Immigration.

Respectfully submitted,

JOHN CHIPMAN,
Chairman.

Mr. La Du, from the committee on Rules and Orders, presented the following report:

MR. SPEAKER—

Your committee on Rules and Orders, would respectfully recommend that inasmuch as there has been no change in the Joint Rules that 100 copies of the Rules and Orders of the House for the session of 1875, adopted at the present session,

be printed for the use of the House, together with amendments already adopted by the House and also a list of the members of the House and the Standing Committees of the same for the present session.

J. B. La Du,
Chairman.

REPORTS FROM SPECIAL COMMITTEES.

Mr. Gregory, from the Special committee on contracting for printing, made the following report:

Mr. Speaker—

Your Special committee to whom was referred the matter of making arrangements and contracting for such printing as the general government does not provide for, would respectfully report that they notified all the printing offices in Olympia that they would receive bids at the hour of 2 o'clock p. m., of October 5; that there was received at that time and place, two propositions, one from E. T. Gunn and J. M. Murphy, and one from C. B. Bagley, and deeming the one from C. B. Bagley the lowest and best for the Territory, we accepted the same, and contracted with him to do such printing at the following rates: "For composition per 1000 ems, printer's measurement 80 cts. For press work per token, 80 cts. For folding, stitching and binding according to size of pamphlets, the same as binder's prices, ranging from 2½ to 10 cts per copy; paper at cost in Olympia. Payments to be made in Territorial warrants on completion and acceptance of the work."

A. J. Gregory,
J. H. Long,
N. Whitney,
Committee.

Mr. Horr, from the Special committee on printing, appointed October 2nd, 1877, reported as follows:

Mr. Speaker—

Your committee on Printing, to whom was referred Incidental printing, having nothing to report would ask to be discharged.

J. C. Horr,
Chairman.

Mr. Daniels, from the Special committee appointed to wait on the Secretary of the Territory, presented the following report:

Mr. Speaker—

Your committee appointed to inquire of the Secretary of the Territory and ascertain and report the reason why this session of the Legislative Assembly has not its usual appropriation for incidental expenses, &c., beg leave to report that as directed by the House, your committee called on the Secretary and ascertained the following facts: That the Congress of the

United States did not make the usual appropriation for such expenses, the amount appropriated being only five hundred and eighty dollars.

W. BYRON DANIELS,
Chairman.

On motion of Mr. Styles.

The report was received and the committee were discharged from further consideration of the same.

Message from the Council by their Clerk as follows:

COUNCIL CHAMBER,
October 5, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has adopted,

H. J. R. 2.—Relative to printing 1000 copies of the Governor's Message for distribution by the Board of Immigration,

With amendments, also,

H. J. R. 4.—Relative to printing 400 copies of that portion of the Governor's Message relating to the N. P. R. R.

With amendments, and transmits the same and asks the concurrence of the House in the amendments. Also,

That the Council has adopted,

C. J. R. 6.—Relative to requesting Hon. Elwood Evans to deliver his Centennial Address.

And transmit the same for concurrent action of the House.

And that the Council has passed Substitute for

C. B. 1.—An act defraying the incidental expenses of the Sixth Biennial Session of the Legislative Assembly.

And the same is herewith transmitted for concurrent action of the House. Also

C. B. 3.—Concerning Equalization of Taxes in King county.

C. B. 4.—An act to repeal an act entitled an act to provide for the election of County Commissioners and County Assessors of King county, W. T.

Have been reported as correctly enrolled and await your signature for which they are herewith transmitted.

Also that the Council has introduced:

C. B. 5.—An act to change the name of Andrew Wilson to that of Olof Anderson.

C. B. 6.—An act relative to Mortgages on Personal property.

And respectfully solicit concurrent action.

Also has adopted,

C. R. 3.—To allow the Chief Clerk to send the Assistant Clerk to the House with messages from the Council when he is unable to deliver them in person.

T. B. MERRY,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

Mr. Warman introduced,

H. B. 14.—An act creating and conferring jurisdiction upon the district court of the county of Pacific.

Bill read first time.

On motion of Mr. La Du,

The rules were suspended and the bill read a second time.

On motion of Mr. Warman,

The rules were further suspended and the bill was read the third time, now by title.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Bill passed and title agreed to.

Mr. Iverson introduced,

H. J. M. 2.—For removing obstructions in the Skagit and Stillaguamish rivers.

Memorial read first time.

On motion of Mr. Daniels,

The rules were suspended and the memorial read a second time now.

On motion of Mr. McReavy,

The memorial was referred to committee on Memorials and Federal Relations.

Mr. Chipman introduced,

H. B. 15.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions, approved Nov. 13, 1875.

Bill read first time.

On motion of Mr. Chipman,

The bill was read a second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Judiciary.

Mr. McReavy introduced,

H. J. R. 5.—Relative to the appointment of a joint committee to examine the Territorial Auditor's accounts.

Resolution read first time.

On motion of Mr. McReavy,

The resolution was read a second time by title.

On motion of Mr. Horr,

The rules were further suspended, and the resolution read the third time by title now.

The question then being, "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Ebey, Gregory, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Resolution passed.

The Speaker appointed as said committee, Messrs. McReavy, Warbass and La Du.

Mr. Horr introduced,

H. B. 16.—An act to repeal the act amending Section 137 of the act entitled an act relative to Crimes and Punishments and proceedings in criminal cases.

Bill read first time.

On motion of Mr. Horr,

The rules were suspended, and the bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Judiciary.

Mr. Atkinson introduced,

H. B. 17.—An act to repeal an act entitled an act to provide for the election of the County Commissioners of Jefferson county by districts.

Bill read first time.

On motion of Mr. Atkinson,

The rules were suspended and bill read second time by title.

On motion of Mr. Iverson,

The bill was referred to committee on Counties.

The Speaker gave notice that he was about to sign the bill "To provide for the Equalization of Taxes in King county."

Also the bill "In relation to Assessors in King county."

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Judiciary, reported back:

H. B. 1.—An act to amend an act entitled an act relating to mortgages on personal property, approved Nov. 12, 1875.

On motion, was adopted and the bill was laid on the table.

The report of the committee on judiciary, reporting back:

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions,

Was, on motion adopted, and the bill put upon its third reading.

Bill read third time.

Mr. Daniels moved that the vote by which the bill passed to third reading be reconsidered.

Motion carried.

Mr. Daniels moved that the bill be referred to the committee on Printing, with instructions to print.

Motion carried.

The report of the committee on Memorials and Federal Relations, reporting back:

H. J. M. 1.—In relation to extending the time for building the N. P. R. R.

Was, on motion adopted and the memorial put upon its third reading.

Memorial read third time.

Mr. Whitson moved that the memorial be laid on the table and taken up on Monday morning at 11 o'clock.

Motion lost.

The question recurring, "shall the memorial pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative were:

Mr. Tibbetts.—1.

Memorial passed.

Mr. Ringer moved that the Clerk be instructed to inform the Council at once of the passage of the memorial.

Motion carried.

The report of the committee on Corporations, reporting back:

C. J. R. 4.—Relative to the incorporation of towns and cities,

Was, on motion, adopted and the resolution put upon its third reading.

Resolution read third time.

The question then being, "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Resolution passed.

On motion of Mr. La Du,

The report of the committee on Agriculture, to whom was referred that portion of the Governor's Message relating to Immigration, was laid on the table.

The report of the committee on Rules and Orders, recommending that inasmuch as there has been no changes in the Joint Rules, that 100 copies of the Rules and Orders of the House for the session of 1875, adopted at the present session,

by the House, be printed, together with amendments already adopted, also a list of the members of the House and the Standing Committees of the same for the present session.

On motion of Mr. Gregory,

The report was adopted.

On motion of Mr. Whitson,

H. B. 8.—An act imposing certain duties upon the Governor of the Territory,

Was put upon its third reading.

Bill read third time.

The question then being, "Shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Ebey, Gregory, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—26.

Bill passed and title agreed to.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

On motion of Mr. Gregory,

H. J. R. 2.—Relative to printing 1,000 copies of the Governor's message for distribution by the Board of Immigration.

Reported back from the Council with amendment was adopted.

H. J. R. 4.—Relative to printing 400 additional copies of that portion of the Governor's message relating to the N. P. R. R.

Was returned by the Council, amended, by striking out "400" in line two and inserting "1,000" in its place, and asking concurrence of the House.

On motion of Mr. Gregory,

The amendment was concurred in.

C. J. R 6.—Relative to the requesting of Hon. Elwood Evans to deliver his Centennial address.

Read first time.

On motion of Mr. Horr,

The rules were suspended and the resolution read a second time, by title.

On motion of Mr. Ringer,

The rules were further suspended and resolution read third time now.

The question then being "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative were:

Mr. La Du.—1.

Resolution passed.

S. C. B. 1.—An act to provide for defraying the Incidental Expenses of the Sixth Biennial Session of the Legislative Assembly of Washington Territory.

Read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read a second time by title.

Mr. Daniels moved to refer the bill to committee on Ways, Means and Claims.

Motion lost.

Mr. Ringer moved to amend section 2, by adding a new section.

On motion of Mr. Gregory,

The amendment was adopted.

Mr. Ringer moved that the rules be further suspended and bill read a third time now.

Mr. Daniels moved the House adjourn until 2 o'clock.

Motion lost.

Mr. Ringer renewed his motion for a third reading of the bill.

Motion carried.

Bill read third time.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Gregory, La Du, Martin, McDonnell, McReavy, Miller, Ringer and Warbass.—10.

Those voting in the negative were:

Messrs. Atkinson, Chipman, Daniels, Davis, Ebey, Horr, Iverson, Long, Percival, Styles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—16.

House refused to pass the bill.

Mr. La Du moved that the report of the Select committee on Mileage, be referred back to the committee for correction, to report at 2:30 P. M.

Motion carried.

On motion of Mr. Horr,

The House took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Gregory, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Miller, Ringer, Styles, Tibbetts, Ward, Warbass, Whitney, Whitson, Warman and Mr. Speaker.—24.

Absent—Messrs. Chipman, Kelly, Korter and Percival.—4.

Mr. Miller, from the Select committee on Mileage, asked that further time be granted.

Further time granted.

PROPOSITIONS AND MOTIONS.

Mr. Daniels introduced,

H. B. 18.—An act making appropriations to enable the Secretary of Washington Territory to perform certain duties.

Bill read first time.

On motion of Mr. Horr,

The rules were suspended and bill read a second time by title.

Mr. Daniels moved further suspension of the rules, bill considered engrossed and pass to third reading, now by title.

Motion lost.

On motion of Mr. Horr,

The bill was referred to the committee on Ways, Means and Claims, to report at 10:30 on Monday.

Message from the Council by their Clerk, as follows:

COUNCIL CHAMBER,
October 6, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

C. J. M. 1.—For the restoration of certain Public Lands,

And transmit the same for concurrent action.

Also that the Council has passed,

C. B. 5.—An act to change the name of Andrew Wilson to that of Olof Anderson.

H. B. 4.—An act to change the name of Heinrich Ernest August Perchein to that of Harry Benson.

And the same are herewith transmitted for concurrent action of the House.

T. B. MERRY,
Chief Clerk.

Mr. Ward introduced,

H. B. 19.—An act for the relief of Wm. O. Bush.

Read first time.

On motion of Mr. Styles,

The rules were suspended and bill read second time by title.

On motion of Mr. Miller,

The bill was referred to committee on Ways, Means and Claims.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. J. M. 1.—For the restoration to settlement of certain public lands.

Memorial read first time.

On motion of Mr. Tibbetts,

The memorial was read a second time by title.

Mr. Tibbetts asked that permission be granted Mr. John J. McGilvra to come within the bar and explain the nature of the memorial.

Permission granted, and Mr. McGilvra invited.

At the close of Mr. McGilvra's remarks, Mr. La Du moved that Col. J. R. Wheat be invited inside the bar and explain his views on the memorial.

Motion carried, and Col. Wheat invited within the bar.

The question recurring on the final disposition of the memorial,

On motion of Mr. McReavy,

It was referred to committee on Memorials and Federal Relations.

Mr. Chipman asked for leave of absence until Monday morning.

On motion, leave of absence was granted.

C. B. 5.—An act to change the name of Andrew Wilson to that of Olof Anderson.

Bill read first time.

On motion of Mr. Warman,

The bill was read a second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

On motion, the Clerk was requested to get the petition of Andrew Wilson, upon which the bill was drawn and read it for the information of the House.

The petition was produced and read before the House, by the Clerk.

On motion of Mr. Miller,

The House adjourned until 10 o'clock on Monday.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Monday, October 8, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

Prayer by the Rev. D. N. Utter, acting as Chaplain.

At the roll call the following members answered to their names:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Greg-

ory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Style, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Absent—Messrs. Atkinson, Chipman, Kelly and Miller—4.

Journal of yesterday read and approved.

The following message from the Council by their Clerk was read:

COUNCIL CHAMBER,
October 8, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

H. B 14.—An act creating and conferring jurisdiction upon the district court of the county of Pacific,

With amendments and hereby transmits the same to the House for concurrent action of the House in the amendments.

C. B. 8.—An act adopting the Common Law of England.

And respectfully transmit the same for concurrent action.

Also to notify you that that there has been introduced:

C. B. 9.—An act relating to Prosecuting Attorneys and defining their duties. Also

C. B. 10.—An act for the protection of the salmon fisheries of Puget Sound and tributaries.

T. B. MERRY,
Chief Clerk.

REPORTS FROM STANDING COMMITTEES.

Mr. Daniels, from the committee on Judiciary, submitted the following report:

MR. SPEAKER—

Your committee on Judiciary, to whom was referred,

H. B. 5.—An act creating and conferring jurisdiction upon the district court of Stevens county,

Have had the same under consideration and report the same back with the recommendation that the bill pass with the following amendment: That the words "second Monday in July," in Section seven, be stricken out and the words, "second Monday in August" inserted. Also

H. B. 7.—An act creating and conferring jurisdiction upon the district court of Columbia county,

Have had the same under consideration and report the same back with the recommendation that the bill pass with the following amendment: the words, "last Monday in June," in section seven, in said act be stricken out and the words, "third Monday in June" inserted.

W. BYRON DANIELS,
Chairman.

PROPOSITIONS AND MOTIONS.

Mr. Miller introduced,

H. J. M. 3.—For the erection of a fog bell and steam whistle on Foulweather Bluff, Puget Sound.

Memorial read first time.

On motion of Mr. McReavy,

The rules were suspended, and memorial read a second time, now by title.

On motion of Mr. Miller,

The rules were further suspended, and memorial read third time now.

The question then being, "shall the memorial pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

The memorial passed.

On motion of Mr. Daniels,

The Clerk was instructed to inform the Council at once of the passage of the memorial.

Mr. Whitson, from committee on Ways, Means and Claims, asked that further time be granted before reporting on,

H. B. 18.—An act making appropriations to enable the Secretary to perform certain duties.

Mr. La Du moved that further time be granted.

Mr. Styles moved to amend, by requesting the committee to report at 2 o'clock this afternoon.

Amendment lost.

The question recurring on the original motion, further time was granted.

Mr. Korter introduced,

H. B. 20.—An act to provide for the election of officers of Militia.

Bill read first time.

On motion of Mr. Korter,

Rules were suspended and bill read second time by title.

On motion of Mr. Miller,

The bill was referred to committee on Military Affairs.

Mr. Gregory introduced,

H. B. 21.—An act to amend Section 336, of Chapter 31, of an act entitled an act to regulate the practice and proceedings in civil actions, approved Nov. 13, 1873.

Bill read first time.

On motion of Mr. Gregory,

Rules were suspended and bill read second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Judiciary.

Mr. Van Syckle introduced,

H. B. 22.—An act for the relief of County Commissioners.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read a second time by title.

On motion of La Du,

The bill was referred to committee on Roads and Highways.

Mr. Van Syckle introduced,

H. B. 23.—An act to provide for the payment of Surveyors, Chainmen and Viewers in Walla Walla county.

Bill read first time.

On motion of Mr. Gregory,

Rules were suspended and bill read a second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Judiciary.

On motion of Mr. Daniels, of Clarke county,

The committee on Roads and Highways, was instructed to prepare and report a bill relative to the time for doing road work in Washington Territory.

Mr. Miller introduced,

H. J. R. 6.—Relative to moving the Territorial Library to the Capitol building.

Resolution read first time.

On motion of Mr. Miller,

The rules were suspended and resolution read second time.

On motion of Mr. Horr,

The resolution was referred to committee on Territorial Library, Public Buildings and Grounds.

The following resolution was introduced by Mr. Ward:

Resolved, That the sessions of the House during fair week commence at 9½ o'clock and end at 12 M.

Resolution lost by a standing vote.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Judiciary, to whom was referred,

H. B. 7.—An act creating and conferring jurisdiction upon the district court of Columbia county,

Reported back with amendments, was, on motion, adopted, and the question recurring on the amendment, the amendment was adopted and the bill read a third time now.

Mr. Daniels moved that the Clerk be instructed to insert in the bill the amendment reported by the committee.

Motion carried.

The question then occurring on the final passage of the bill went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

On motion of Mr. McDonnell,

The Clerk was instructed to inform the Council of the passage of the bill.

The report of the committee on Judiciary, to whom was referred.

H. B. 5.—An act creating and conferring jurisdiction upon the district court of Stevens county.

Reported back with amendment, was, on motion adopted, and the question recurring on the amendment, the amendment was adopted and the bill read a third time.

Mr. Daniels moved that the Clerk insert in the bill the amendment as reported by the committee.

Motion carried.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C B. 8.—An act adopting the Common Law of England.

Bill read first time.

On motion of Mr. Ringer,

The rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The bill was referred to committee on Judiciary.

H. B. 14.—An act creating and conferring jurisdiction upon the district court of the county of Pacific.

Was returned from the Council with amendments, asking the concurrent action of the House in the amendment.

Mr. Warman moved that the House concur in the amendment of the Council.

Motion carried.

The question then being, "shall the bill pass as amended?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, Mc-

Donnell, McReavy, Miller, Percival, Styles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Those voting in the negative were:

Mr. Atkinson.—1.

Bill passed and title agreed to.

The Speaker appointed as Joint Committee to act with the committee from the Council, to wait on Elwood Evans, to request him to deliver his Centennial Address before a Joint Convention of both Houses,

Messrs. Daniels, Ward and Martin.

On motion of Mr. La Du,

The House adjourned until to-morrow morning at 9:30 o'clock.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Tuesday, October 9, 1877.

House met pursuant to adjournment.

Mr. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Korter, La Du, Long, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Absent—Messrs. Iverson, Kelly, and Martin.—3.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Ringer introduced:

H. J. M. 7.—Praying for the opening of U. S. Land Office at Colfax, Whitman county, Washington Territory.

Memorial read first time.

On motion of Mr. La Du,

Rules were suspended and memorial read a second time, now.

On motion of Mr. Ringer,

The rules were further suspended, and memorial read a third time, now by title.

The question being, "shall the memorial pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Mc Donnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

The memorial passed.

REPORTS OF STANDING COMMITTEES.

Mr. Daniels, from committee on Judiciary, submitted the following report:

MR. SPEAKER—

Your committee on Judiciary, to whom was referred,

H. B. 6.—An act in relation to the Computation of time.

Have had the same under consideration, and report the same back and recommend its passage with the following amendments. That Section Second, be struck out. Also,

C. B. 5.—An act to change the name of Andrew Wilson to that of Olof Anderson.

Have had the same under consideration and report the same back without recommendation.

W. BYRON DANIELS,
Chairman.

Mr. Iverson, from committee on Memorials and Federal Relations, submitted the following:

MR. SPEAKER—

Your committee on Memorials and Federal Relations, to whom was referred,

H. M. 2—Asking for the removal of obstructions in the Skagit and Stillaguamish rivers,

Have had the same under consideration and report the same back with recommendation that it do pass.

O. B. IVERSON,
Chairman.

Mr. Stiles, from committee on Roads and Highways, submitted the following:

MR. SPEAKER—

Your committee on Roads and Highways, to whom was referred,

H. B. 9.—An act to make valid the location of county roads,

Have had the same under consideration and report the same back with the recommendation that it do pass.

C. H. STYLES,
Chairman.

Mr. Whitson, from committee on Ways, Means and Claims, submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims, to whom was referred,

H. B. 18.—Entitled an act making appropriation to enable the Secretary of the Territory of Washington to perform certain duties of his office,

Have had the same under consideration and report the same back recommending the following amendments. That wherever the words "Fourteen hundred and twenty" appear in the bill, they be stricken out and the words Five hundred be inserted in their stead." Also report the following amendment and recommend that it be inserted in the bill: *Provided*, That no moneys shall be paid out of the Territorial Treasury as provided by this act until the Secretary of the Territory shall give a bond for double the amount of the appropriation as herein provided to the Territory of Washington, with the sureties to be approved by the Territorial Treasurer, for the faithful disbursement of said appropriation. With the foregoing amendments we recommend that the bill pass.

EDWARD WHITSON,
Chairman.

Mr. Warman, from the committee on Commerce and Fisheries, to whom was referred that portion of the Governor's message in relation to Pilots on the Columbia river, asked for further time in which to report.

On motion of Mr. Barnes,

Further time was granted.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 8, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed:

C. J. R. 7.—Relative to enrollment of bills and printing of laws, also:

H. J. R. 5.—Relative to appointment of Joint Committee to examine Territorial Auditor's accounts. Also:

H. M. 3.—Relative to Fog Whistle on Foul Weather Bluff.

And the same are herewith transmitted.

T. B. MERRY,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

Mr. Ward introduced:

H. B. 24.—An act to repeal an act entitled an act to incorporate the town of Tumwater.

Bill read first time.

On motion of Mr. Ward,

The rules were suspended and bill read a second time by title.

On motion of Mr. Horr,

The rules were further suspended and bill read third time.

The question then being, "Shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Bill passed and title agreed to.

Mr. Percival introduced:

H. B. 25.—An act to authorize the County Commissioners of Stevens county to levy a special tax for bridge purposes.

Bill read first time.

On motion of Mr. Percival,

The rules were suspended and bill read a second time by title.

On motion of Mr. Van Syckle,

The rules were further suspended and the bill read a third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

Mr. Long introduced:

H. B. 26.—An act to amend an act entitled an act prescribing the qualifications of Notaries Public.

Bill read first time.

On motion of Mr. Long,

The rules were suspended and bill read second time by title.

On motion of Mr. Stiles,

The bill was referred to committee on Judiciary.

Mr. Gregory introduced,

H. B. 27.—An act to amend an act entitled an act to incorporate the city of Walla Walla.

Bill read first time.

On motion of Mr. Gregory,

The rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Corporations.

Mr. Long introduced:

H. B. 28.—An act to amend an act entitled an act in relation to roads, ferries, bridges and travel on public highways, approved Dec. 2, 1869.

Bill read first time.

On motion of Mr. Long,

The rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Roads and Highways.

On motion of Mr. Atkinson,

The following resolution was adopted:

Resolved, That hereafter no matter shall be printed unless so ordered by the House.

ENGROSSED BILLS READ THIRD TIME.

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions. Approved Nov. 13, 1873.

Bill read third time.

The question being, "shall the bill pass ?" then went to a vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Horr, Iverson, La Du, Long, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—21.

Those voting in the negative were:

Messrs. Atkinson, Ebey, Gregory, Korter, Martin and McDonnell.—6.

Bill passed and title agreed to.

Here the Speaker called Mr. Horr to the chair.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Memorials and Federal Relations, reporting back:

H. J. M. 2.—Praying for the removal of obstructions in the Skagit and Stilaguamish rivers.

Was, on motion, adopted, and committee discharged from further consideration of the same, and the Memorial put upon its third reading.

Memorial read third time.

The question being, "shall the Memorial pass ?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels,

Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, and Whitson. —26.

Mr. Speaker in the chair.

The report of the committee on Judiciary, reporting back.

C. B. 5.—An act to change the name of Andrew Wilson to that of Olof Anderson.

Was, on motion, received and the bill put upon its third reading.

Bill read third time.

The question being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Gregory, Horr, Korter, McDonnell, McReavy, Miller, Percival, Tibbetts, Ward, Warbass, Warman and Mr. Speaker.—18.

Those voting in the negative were:

Messrs. Daniels, Iverson, La Du, Long, Martin, Ringer, Styles, Van Syckle, Whitney and Whitson.—10.

Bill passed and title agreed to.

The following message was received from the Council by their Clerk:

COUNCIL CHAMBER,
October 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced in the Council:

C. B. 11.—An act to provide for the incorporation of cities.

C. B. 12.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions, approved Nov. 13, 1873.

C. B. 13.—An act to amend an act entitled an act to authorize the construction of ditches, drains or water-courses, made and approved Nov. 12, 1875.

C. B. 14.—An act to amend an act relating to deeds, passed Nov. 13, 1873.

C. B. 15.—An act to provide for the formation of water-flume companies. And

C. B. 16.—An act to regulate the taking of salmon in the Columbia river and its tributaries.

And that the President has appointed Messrs Stewart and Hoover a committee to carry out provisions of

H. J. R. 5.—Relative to mileage of members of the Legislature.

Also that the Council has passed:

C. J. R. 8.—Relative to investigating the affairs and buildings of the Territorial University.

And that the President has appointed Messrs. Hathaway and Ping as such committee on part of the Council, requesting concurrent action of the House. Also,

They have instructed me to ask for the return of

H. B. 8.—An act imposing certain duties on the Governor, which has been erroneously brought to the desk of the House instead of the Council.

T. B. MERRY,
Chief Clerk.

The report of the committee on Judiciary, reporting back:

H. B. 6.—An act in relation to the computation of time.

Was, on motion, adopted with amendment, and the bill put upon its third reading.

Mr. Horr, moved that the Clerk be instructed to strike out Section 2, recommended by the committee.

Motion carried.

On motion of Mr. Horr,

The bill as amended was read the third time.

The question being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

The report of the committee on Roads and Highways, reporting back:

H. B. 9.—An act to make valid the location of county roads.

Was, on motion, adopted and the bill put upon its third reading.

Bill read third time.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Iverson, Korter, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warman, Whitney and Whitson.—23.

Those voting in the negative were:

Messrs. Gregory, La Du, Van Syckle, Warbass and Mr. Speaker.—5.

Bill passed and title agreed to.

The report of the committee on Ways, Means and Claims, reporting back:

H. B. 18.—An act making appropriation to enable the Secretary of the Territory of Washington to perform certain duties of his office.

Was, on motion, adopted with amendments, and the bill put upon its third reading.

Mr. Horr moved to lay the bill on the table.

Motion lost.

Mr. La Du moved that the Clerk be requested to insert the amendment in the bill.

Mr. Stiles called for the ayes and nays, on this motion, which resulted as follows:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Daniels, Davis, Ebey, Gregory, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney and Whitson.—20.

Those voting in the negative were:

Messrs. Andrews, Chipman, Horr, Iverson, Long, Stiles and Mr. Speaker.—7.

Motion to insert the amendment in the bill carried.

Bill read third time as amended.

The question being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Daniels, Davis, Ebey, Gregory, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, and Whitson.—21.

Those voting in the negative were:

Messrs. Andrews, Chipman, Horr, Long, Stiles and Mr. Speaker.—6.

Bill passed and title agreed to.

On motion, the House adjourned until 9:30 to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Wednesday, October 10, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Barnes, Chipman, Daniels, Davis, Gregory, Horr, Kelly, La Du, Long, Martin, McDonnell, Percival, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—18.

Absent—Andrews, Atkinson, Ebey, Iverson, Korter, McReavy, Miller, Ringer, Van Syckle, Ward and Warbass.—11.

Prayer by Rev. J. P. Ludlow, acting as Chaplain.

Journal of yesterday read and approved.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Daniels presented the petition of citizens of Washington Territory asking for a Local Option law.

Mr. Whitson moved that the petition be referred to the committee on Education.

Mr. Horr moved to amend and lay the motion on the table.

Motion on amendment lost.

The vote recurring on the original motion, to refer to committee on Education, the motion was carried and petition so referred.

REPORTS FROM STANDING COMMITTEES.

Mr. Whitson, from committee on Ways, Means and Claims, submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims, would respectfully beg leave to report that they have visited the office of the Territorial Auditor and Treasurer, that they have examined the books and records of the same and find them kept in a neat and systematic manner.

These Territorial officers deserve great credit for the faithful and very efficient way in which they have discharged the duties of their offices.

In examining the records there is one thing that strikes the observer very forcibly, and that is the poor facilities afforded these officers for a proper discharge of the duties of their offices. The books and records are by no means adapted to the keeping of accounts plainly and correctly, nor have they any safe place for keeping their records, being confined to wooden desks which, in case of fire, would be easily consumed with all their contents. Many of these records are of great importance and value to the Territory and their loss could not be easily repaired. We would therefore recommend that a sufficient amount be appropriated out of the Territorial Treasury to supply the offices of the Territorial Treasurer and Auditor each with a complete set of books and a good fire-proof safe.

The same committee, to whom was referred,

That portion of the Governor's Message relating to "Finances."

Beg leave to report that they have had the same under consideration and recommend that the suggestions therein contained be incorporated in some good revenue law and be adopted by the Legislative Assembly.

Respectfully submitted,

EDWARD WHITSON,
Chairman.

Mr. Andrews, from committee on Military Affairs, submitted the following:

MR. SPEAKER—

Your committee on Military Affairs, to whom was referred:

H. B. 20.—An act to provide for election of officers of Militia.

Have had the same under consideration and report the same back with recommendation that it do pass.

L. L. ANDREWS,
Chairman.

Mr. Chipman, from committee on Agriculture, submitted the following:

MR. SPEAKER—

We the committee on Agriculture, to whom was referred,

H. B. 11.—An act to authorize the county commissioners of Yakima county to offer bounty for the scalps of squirrels and sage-rats.

Beg leave to report as follows: that the bill pass with the following amendments: that it apply to all the counties east of the Cascade mountains.

All of which is respectfully submitted,

JOHN CHIPMAN,
Chairman.

Mr. Tibbetts, from the committee on Territorial Library, Public Buildings and Grounds, submitted the following:

MR. SPEAKER—

Your committee on Territorial Library, Public Buildings and Grounds, to whom was referred,

That portion of the Governor's Message referring to the Public Library,

Have had the same under consideration and report that upon careful examination we find the same in a very unsatisfactory condition, and recommend that some action be taken at once toward placing it in proper order. We further recommend that the Public library be removed to the Capitol building; that the services of a competent librarian be secured, and that a small annual appropriation be made for the purchase of law and other books.

GEO. W. TIBBETTS,
Chairman.

Mr. McDonnell, from committee on Counties, submitted the following:

MR. SPEAKER—

Your committee on Counties to whom was referred:

H. B. 17.—An act to repeal an act entitled an act to provide for the election of the county commissioners of Jefferson county by districts.

Have had the same under consideration and report the same back with recommendation that it do pass with the following amendments: Provided that the Commissioners now in office shall hold their respective offices until their successors are elected and qualified at the general election of 1878.

EDWARD MCDONNELL,
Chairman.

Mr. Miller, from committee on Enrolled Bills, submitted the following:

MR. SPEAKER—

Your committee to whom was referred,

H. B. 4.—An act to change the name of Henrich Ernest August Pershein to that of Harry Benson.

H. J. R. 2.—Relative to printing 1000 copies of the Governor's message for the use of the Board of Immigration of W. T.

H. J. R. 4.—Relative to the printing of 1000 additional copies of that portion of the Governor's message relating to the Northern Pacific R. R. Company.

H. B. 4.—An act creating and conferring jurisdiction upon the district court of the county of Pacific.

Have examined the same and find them correctly enrolled.

A. S. MILLER,
Chairman.

PROPOSITIONS AND MOTIONS.

Mr. Whitson introduced,

H. B. 29.—An act amendatory of an act entitled an act concerning Marks and Brands in certain counties in Washington Territory.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read a second time by title.

Mr. Martin moved that the bill be referred to committee on Counties.

Mr. Iverson moved to amend by having the bill printed.

Amendment lost.

The vote recurring on the original motion, the bill was referred to the committee on Counties.

Mr. Horr introduced,

H. B. 30.—An act for the relief of the board of Trustees of Tacoma Lodge No. 4, I. O. G. T.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

Mr. Miller moved that the bill be laid on the table.

Motion lost.

Mr. Korter moved to amend by referring the bill to the committee on Territorial Library, Public Buildings and Grounds.

Mr. La Du moved to amend by referring the bill to committtee on Ways, Means and Claims.

Amendment carried.

Mr. Daniels, from the Special committee appointed to wait on Honorable Elwood Evans, asked leave to present the following report:

MR. SPEAKER—

Your Special committee appointed to confer with Hon. Elwood Evans and ascertain when he could deliver his Centennial address before the Legislative assembly, beg leave to report that they called upon Mr. Evans, who informed them he could deliver the address at any time most agreeable to the Assembly.

W. BYRON DANIELS,
Chairman House Committee.

Mr. Whitson moved the report be received and the committee discharged.

Motion carried.

Mr. Whitson introduced,

H. J. R. 8.—Relative to the time of hearing the Centennial Address of Hon. Elwood Evans.

Resolution read first time.

On motion of Mr. Kelley,

Rules were suspended and resolution read second time now.

On motion of Mr. McReavy,

Rules further suspended and resolution read the third time now.

The question being, "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Ayes—Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Resolution passed.

The Speaker appointed as said committee, Messrs. Whitson and Ringer.

Mr. McReavy moved that the Clerk be instructed to transfer the resolution to the Council forthwith.

Motion carried.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Ways, Means and Claims, who were instructed to examine the books and records of the Territorial Auditor and Treasurer, was,

On motion, received and the committee discharged from consideration of the same.

The report of the committee on Military affiairs, reporting back,

H. B. 20.—An act to provide for the election of officers of Militia.

On motion, adopted.

On motion of Mr. Daniels,

The bill was laid on the table.

The report of the committee on Agriculture, reporting back, with amendments,

H. B. 11.—An act to authorize the county commissioners of Yakima county, to offer a bounty for the scalps of squirrels and sage-rats.

Mr. Whitson moved that the report be adopted as amended, and the Clerk instructed to incorporate the amendment in bill.

Motion carried.

Mr. Whitney moved to further amend the bill by inserting the word "rabbit."

The amendment was adopted, and the Clerk instructed to incorporate the same in the bill.

On motion of Mr. Gregory,

The rules were further suspended and bill read third time.

The question then being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Bill passed and title agreed to.

The report of the Committee on Territorial Library, Public Buildings and Grounds, to whom was referred,

That part of the Governor's Message in relation to the Public Library, was

On motion, received and the committee discharged from further consideration of the same.

The report of the committee on Ways, Means and Claims, to whom was referred,

That part of the Governor's message relating to Finance,

Was, on motion, received and the committee discharged from further consideration of the same.

The report of the committee on Counties, reporting back,

H. B. 17.—An act to repeal an act entitled an act to provide for the election of the county commissioners of Jefferson county by districts.

Was, on motion, adopted as amended.

Mr. McReavy moved to refer the bill to a Special committee, composed of the Representatives from Jefferson county.

Motion carried.

The members from Jefferson county desiring to be excused from serving on the committee, were,

On motion of Mr. Gregory, discharged.

The Speaker appointed as special committee, Messrs. Gregory, Whitney and McReavy.

The report of the committee on Enrolled Bills, was, on motion received.

Mr. Miller, fron the Select committee on Mileage, presented the following report:

Mr. Speaker—

The Select committee appointed in pursuance of the provisions of,

C. J. R. 1,—To ascertain and report upon the mileage of the several members of the Sixth Biennial session of the Legislative Assembly of the Territory of Washington.

Would respectfully report that they have discharged the duties assigned them.

Andrews, 300 miles	$ 43 85
Atkinson, 300 miles	43 85
Barnes, 887 miles	130 44
Chipman, 24 miles	3 14
Daniels, 300 miles	43 85
Davis, 180 miles	26 15
Ebey, 282 miles	41 91
Foster, 150 miles	21 73
Gregory, 864 miles	127 04
Iverson, 240 miles	34 89
Kelly, 46 miles	6 38
Korter, 210 miles	30 57
La Du, 180 miles	26 15
Long, 70 miles	9 92
Martin, 800 miles	117 60
McDonnell, 936 miles	137 66
McReavy, 280 miles	40 90

Miller, 198 miles	28 81
Newland, 926 miles	136 16
Percival, 1110 miles	163 33
Ringer, 1030 miles	151 52
Styles, 302 miles	44 15
Tibbetts, 150 miles	21 72
Van Syckle, 872 miles	127 97
Ward, 4 miles	19
Warbass, 320 miles	46 80
Warman, 400 miles	58 60
Whitney, 560 miles	82 40
Whitson, 772 miles	113 47
Ferguson, 204 miles	29 69
Hanford, 120 miles	17 30
Hathaway, 212 miles	30 87
Hoover, 46 miles	6 39
Kuhn, 230 miles	33 52
Ping, 920 miles	136 23
Reed, C. A., 400 miles	58 60
Steward, 864 miles	126 91
Total	$ 2,300 00
Total number of miles 15,695 at 15 cts per mile	$ 2,354 25
Amount in Treasury	2,300 00
Deficient	$ 54 25

All of which is respectfully submitted,

A. S. MILLER,
Chairman.

Message from the Council, by their Clerk, as follows:

COUNCIL CHAMBER,
October 10, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced,

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial Library to the Capitol building.

C. B. 18.—An act to provide for an official Short Hand reporter for the District Courts of Washington Territory.

C. B. 19.—An act to apportion the legislative assembly.

Also of the passage of,

H. M. 4.—Relative to the opening of the U. S. land office at Colfax, Whitman Co., W. T. also.

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial library to the Capitol building.

C. B. 6.—An act to amend an act entitled an act relating to Mortgages on personal property, approved Nov. 12, 1875.

H. B. 5.—An act creating and conferring jurisdiction upon the District Court of Stevens county.

H. B. 7.—An act creating and conferring jurisdiction upon the district court of Columbia county.

H. B. 8.—An act authorizing the Governor of the Territory to offer a standing reward for certain classes of criminals.

C. B. 15.—An act to provide for the formation of Water-flume companies.

Also that there has been introduced:

C. B. 20.—An act to repeal an act entitled an act in relation to duties of Probate Judges.

C. B. 21.—Awarding jurisdiction in Probate cases.

C. B. 23.—An act in relation to records of the Probate Courts.

Also has introduced and passed,

C. B. 22.—An act relating to probate of Foreign Wills.

And the same are herewith transmitted for concurrent action.

T. B. MERRY,
Chief Clerk.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. B. 22.—An act relating to the probate of foreign wills.

Bill read first time.

On motion of Mr. Gregory,

The bill was referred to committee on Judiciary.

C. B. 15.—An act to provide for the formation of water-flume companies.

Bill read first time.

On motion of Mr. Barnes,

Rules were suspended and bill read second time by title.

On motion of Mr. Kelly,

The bill was referred to committee on Corporations.

C. B. 6.—An act to amend an act entitled an act relating to mortgages on personal property, approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. Tibbetts,

The rules were suspended and bill read second time by title.

On motion of Mr. Van Syckle,

The bill was referred to committee on Judiciary.

C. J. R. 7.—Relative to enrollment and printing of laws.

Resolution read first time.

On motion of Mr. Whitson,

Rules were suspended and resolution read second time by title.

On motion of Mr. McReavy,

The resolution was referred to committee on Printing.

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial library to the Capitol building.

Bill read first time.

On motion of Mr. McReavy,

Rules were suspended and bill read second time by title.

On motion of Mr. McReavy,

The bill was referred to committee on Ways, Means and Claims.

C. J. R. 8.—Relating to University Buildings and Finances.

Resolution read first time.

On motion of Mr. Horr,

The rules were suspended and resolution read a second time by title.

Mr. Gregory moved to amend the resolution, by appointing a committee of two on the part of the Council and three on the part of the House, to make necessary arrangements for the members, officers and clerks of both Houses, to visit the Insane Asylum and Territorial University, on Monday, October 15th, 1877, to inquire into the condition of these institutions.

Amendment adopted.

Mr. Stiles moved that the rules be further suspended, and that

C. J. R. 8.—Relating to University Buildings and Finances

As amended, be put upon its third reading.

Resolution read third time.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Korter, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Van Syckle, Ward, Warbass, Warman, Whitson and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Iverson, Kelly, La Du, McReavy and Whitney.—5.

Mr. Horr moved that the amendment be placed in the resolution and the Clerk transmit the same to the Council at once.

Motion carried.

H. B. 8.—An act imposing certain duties upon the Governor of the Territory of Washington,

Was returned from the Council amended.

On motion, the House concurred in the amendment.

The Speaker gave notice that he was about to sign,

H. J. R. 4.—Relative to printing 1000 copies of that portion of the governor's message relating to the N. P. R. R.

H. J. M. 2.—Relative to printing 1000 copies of the gov-

ernor's message for the use of the Board of Immigration of Washington Territory.

H. B. 4.—An act to change the name of Heinrich Ernest August Pershein to that of Harry Benson.

H. B. 14.—An act creating and conferring jurisdiction upon the district court of the county of Pacific.

On motion of Mr. La Du,

The House adjourned until 9:30 o'clock to-morrow morning

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Thursday, October 11, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Ringer, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Absent—Messrs. Chipman, Ebey, Horr, McReavy, and Van Syckle.—5.

Prayer by J. P. Ludlow, acting as Chaplain.

Journal of yesterday read and approved upon amendment.

Mr. Whitson introduced a petition of citizens of Yakima county, praying for a uniform system of school books.

On motion of Mr. Ringer,

The petition was referred to committee on Education.

REPORTS OF STANDING COMMITTEES.

Mr. Daniels, from committee on Judiciary, submitted the following report:

MR. SPEAKER—

Your committee on Judiciary, to whom was referred,

H. B. 16.—Entitled "An act to repeal an act amending Section 137, of the act entitled an act relative to crimes and punishments and proceedings in criminal cases."

Have had the same under consideration and report the same back without recommendation. Also

H. B. 15.—Entitled "An act to amend an act entitled an act to regulate the practice and proceedings in civil actions, approved Nov, 13, 1878.

Have had the same under consideration and report the same back with the recommendation that it do not pass.

W. BYRON DANIELS,
Chairman.

Mr. Gregory, from the committee on printing, submitted the following:

MR. SPEAKER—

Your committee on Printing, to whom was referred,

C. J. R. 1.—Relative to printing and enrollment of laws,

Have had the same under consideration and beg leave to report the same back and recommend it do pass.

A. J. GREGORY,
Chairman.

Mr. Iverson, from committee on Memorials and Federal Relations, submitted the following:

MR. SPEAKER—

Your committee on Memorials and Federal Relations, to whom was referred,

C. M. 1.—Praying for the restoration to settlement of certain public lands withdrawn in favor of the N. P. R. R. Co.

Have had the same under consideration and report the same back with recommendation that it do pass.

O. B. IVERSON,
Chairman.

Mr. Gregory, from Special committee, to whom was referred,

H. B. 17.—An act to repeal an act entitled an act to provide for the election of the County Commissioners of Jefferson county by districts.

Have had the same under consideration and report the same back with the recommendation that it do pass.

A. J. GREGORY,
JNO. MCREAVY,
J. H. WHITNEY,
Committee.

Mr. Stiles introduced,

H. B. 31.—An act prescribing the duties of County Surveyors.

Bill read first time.

On motion of Mr. Daniels,

The rules were suspended and bill read second time by title.

On motion of Mr. Stiles,

The bill was referred to committee on Judiciary, with instructions to print 50 copies.

Mr. Tibbetts introduced,

H. B. 32.—An act to provide for the management of the Territorial Library.

Bill read first time.

On motion of Mr. Tibbetts,

The rules were suspended and bill read second time by title.

On motion of Mr. McReavy,

The bill was referred to committee on Territorial Library, Public Buildings and Grounds, with instructions to print 50 copies for the use of the House.

Mr. Iverson introduced,

H. B. 33.—An act concerning hogs running at large.

Bill read first time.

On motion of Mr. La Du,

The rules were suspended and bill read second time by title.

Mr. Warman moved to lay the bill on the table.

Motion lost.

Mr. Horr moved to refer the bill to committee on Military Affairs.

Mr. Iverson moved to amend by referring the bill to committee on Agriculture.

Amendment carried and bill so referred.

Mr. Horr moved that 50 copies be printed for the use of the House.

Motion lost.

Mr. Daniels introduced,

H. B. 34.—An act to amend an act entitled an act to establish the amount and provide for the payment of costs in certain cases. Approved Dec. 2, 1869.

Bill read first time.

On motion of Mr. Stiles,

The rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The bill was referred to committee on Ways, Means and Claims.

Mr. Daniels moved that 50 copies be printed.

Motion lost.

Mr. La Du introduced,

H. B. 35.—An act defining the rights of jurors in Washington Territory.

Bill read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read a second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

Mr. Daniels moved that 50 copies be ordered printed.

Motion lost.

Mr. Ringer introduced,

H. B. 36.—An act to encourage planting and growing timber in Whitman and Stevens counties, Washington Territory.

Bill read first time.

On motion of Mr. Percival,

Rules were suspended and bill read a second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Agriculture.

Mr. Ringer introduced,

H. B. 37.—An act to locate a Territorial road from Dayton, Columbia county, to Palouse City, in Whitman county.

Bill read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Roads and Highways.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Judiciary, reporting back.

H. B. 16.—An act to repeal an act amending Section 137, of the act entitled an act relative to crimes and punishments and proceedings in criminal cases.

Was, on motion, received and the committee discharged from further consideration of the same.

On motion of Mr. Horr,

The rules were further suspended and the bill read third time now.

The question being, "shall the Memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Chipman, Gregory, Horr, Kelly, Korter, McReavy, Miller, Stiles, Tibbetts, Ward and Warbass.—11.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Iverson, La Du, Long, Martin, McDonnell, Percival, Ringer, Van Syckle, Warman, Whitney and Whitson.—17.

House refused to pass the bill.

The report of the committee on Judiciary reporting back:

H. B. 15.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions.

Was, on motion, received and the committee discharged from further consideration of the same.

On motion of Mr. Chipman,

The rules were further suspended and the bill read third time now.

The question being, "shall the memorial pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Chipman, Horr, Kelly, Korter and Whitson.—6.

Those voting in the negative were:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Gregory, Iverson, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, and Whitney.—21.

House refused to pass the bill.

The report of the committee on Printing, reporting back:

C. J. R. 7.—Relative to enrollment of bills and printing of laws, &c.

Was, on motion, adopted.

On motion of Mr. Gregory,

The rules were further suspended and the resolution read third time now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels. Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, McDonnell, McReavy, Miller, Percival, Ringer, Styles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Resolution passed.

The report of the committee on Memorials and Federal Relations, reporting back:

C. M. 1.—Praying for the restoration to settlement of certain public lands withdrawn in favor of the N. P. R. R. Co.

Was, on motion, received and committee discharged from further consideration of same.

On motion of Mr. Tibbetts,

The rules were further suspended and the memorial read third time now.

The question being, "shall the memorial pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Horr, Iverson, Korter, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—21.

Those voting in the negative were:

Messrs. Gregory, Kelly, Long, Martin, McDonnell and Ringer.—6.

Memorial passed.

The report of the Special committee, reporting back:

H. B. 17.—An act to repeal an act entitled an act to provide for the election of the County Commissioners of Jefferson county by districts.

Was, on motion, received and committee discharged from further consideration of the same.

On motion, the rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Chipman, Daniels, Davis, Horr, Kelly, Long, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—20.

Those voting in the negative were:

Messrs. Andrews, Ebey, Iverson, Korter and Ringer.—5.

Messrs. Ringer and Warman asked to be excused from voting on the bill.

On motion, the request was not granted.

The bill passed and title agreed to.

Mr. Korter asked permission to introduce the following resolution, which, upon motion, was granted him.

Resolved, That Mr. Bagley, the public printer on Rules and Orders, is hereby ordered to furnish the House with the same, by 10 o'clock on Friday morning, Oct. 12, 1877.

Resolution adopted.

Mr. Atkinson moved that the Sergeant-at-Arms be instructed to wait on Mr. Bagley and inform him of the action of the House on the resolution.

Motion carried.

On motion, the House adjourned until 9:30 to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Friday, October 12, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Iverson, Kelly, Korter, La Du, Martin, McDonnell, Miller, Percival, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Absent—Messrs. Horr, McReavy, Ringer, Long and Stiles.—5.

Prayer by Rev. J. P. Ludlow, acting as Chaplain.

Journal of yesterday read and approved as amended.

PROPOSITIONS AND MOTIONS.

Mr. Warman introduced:

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

Bill read first time.

On motion of Mr. Warman,

Rules were suspended and bill read second time now by title.

Mr. Warman moved a further suspension of the rules, and that the bill go to its third reading now.

Mr. Whitson moved to amend by referring the bill to committee on Commerce and Fisheries.

Amendment carried and bill referred to committee.

Mr. Warbass introduced,

H. B. 39.—An act requiring County Commissioners to furnish statistical report of the resources of the county.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read a second time now by title.

On motion of Mr. Ringer,

The bill was referred to committee on Agriculture.

Mr. Barnes introduced.

H. B. 40.—An act relating to Estrays.

Bill read first time,

On motion of Mr. Barnes,

Rules were suspended and bill read a second time now by title.

On motion of Mr. Barnes,

The bill was referred to committee on Counties.

Mr. Daniels moved that 50 copies be printed.

Motion carried.

Mr. Van Syckle introduced,

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners and defining their duties. Approved Dec. 1, 1869.

Bill read first time.

On motion of Mr. Van Syckle,

Rules were suspended and bill read a second time by title.

On motion of Mr. McReavy,

The bill was referred to committee on Counties, with instructions to print 50 copies.

Mr. Warbass introduced,

H. B. 42.—An act to repeal an act to regulate the running of sheep at large in San Juan county. Approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read a second time by title,

On motion of Mr. Van Syckle,

The bill was referred to committee on Agriculture.

Mr. Warbass introduced,

H. B. 43.—An act declaring unfenced and vacant land in San Juan county, a common pasture.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read a second time by title.

On motion of Mr. McDonnell,

The bill was referred to committee on Agriculture.

Mr. Ringer introduced,

H. B. 44.—An act to amend an act entitled an act relating to justices of the peace and their practice and jurisdiction.

Bill read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read a second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Judiciary.

The following message was received from the Council by their Clerk:

COUNCIL CHAMBER,
October 12, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed,

H. B. 4.—An act to change the name of Henrich Ernest August Pershein to that of Harry Benson.

H. B. 14.—An act creating and conferring jurisdiction upon the district court of Pacific county.

H. J. R. 2.—Relative to printing 1000 copies of the Governor's message for the use of the Board of Immigration of W. T.

H. J. R. 4.—Relative to the printing of 1000 additional copies of that portion of the Governor's message relating to the Northern Pacific R. R. Company.

And the same are returned herewith. Also that the Council has amended the House amendment to,

C. J. R. 8.—Relative to investigating the affairs and buildings of the Territorial University.

And asks concurrence of the House in Council amendment.

Also has adopted,

C. J. R. 9.—Relative to Joint Convention to hear the Address of Hon. Elwood Evans,

And the same are herewith transmitted.

T. B. MERRY,
Chief Clerk.

Mr. Korter introduced,

H. J. M. 5.—Asking an appropriation to erect a Custom House at Port Townsend, Puget Sound District.

Memorial read first time.

On motion of Mr. Korter,

Rules were suspended and memorial read second time.

On motion of Mr. Korter,

The memorial was referred to committee on Memorials and Federal Relations.

Mr. Atkinson moved that 50 copies be ordered printed.

Motion carried.

Mr. Ringer in the chair.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. J. R. 8.—Relative to Territorial University.

Was returned from the Council with amendment to the House amendment, and asking concurrence of the House in the same.

On motion of Mr. McReavy,

The House concurred in the amendment.

C. J. R. 9.—Relative to Joint Convention to hear the address of Hon. Elwood Evans.

Resolution read first time.

On motion of Mr. Gregory,

Rules were suspended and resolution read second time by title.

On motion of Mr. Daniels,

Rules were further suspended and the resolution read third time now.

The question being, "shall the resolution pass?" went to vote with the following result:

Those voting in the affirmative were:

Ayes—Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Resolution passed.

Mr. Long was granted leave of absence until next Tuesday, on account of sickness in his family.

On motion of Mr. McReavy,

The House adjourned until 9:30 to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Saturday, October 13, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, McDonnell, Miller, Percival, Stiles, Tibbetts, Van Syckle, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Absent—Messrs. Martin, McReavy, Ringer and Ward.—4

Prayer by Rev. J. P. Ludlow, acting as Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

The Speaker appointed Messrs. Gregory, Atkinson and Horr a committee to act with a like committee from the Council to ascertain the cost of transportation of the Legislative body to visit the Insane Asylum and Territorial University.

Mr. Whitson, from committee on Ways and Means, submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims, to whom was referred,

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial library to the Capitol building.

Have had the same under consideration and report the same back and recommend that it do pass.

EDWARD WHITSON,
Chairman.

Mr. Warman, from the committee on Commerce and Fisheries, submitted the following:

MR. SPEAKER—

Your committee on Commerce and Fisheries, to whom was referred,

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

Have had the same under consideration and report the same back with the following amendments: The fine shall not be less than one hundred nor more than five (5) hundred dollars in the discretion of the court.

THOMAS WARMAN,
Chairman.

Mr. Tibbetts, from the committee on Territorial Library, Public Buildings and Grounds, submitted the following:

MR. SPEAKER—

Your committee on Territorial Library, Public Buildings and Grounds, to whom was referred,

H. B. 32.—An act to provide for the management of the Territorial Library.

Have had the same under consideration and report the same back with recommendation that it do pass.

GEO. W. TIBBETTS,
Chairman.

Mr. Stiles, from the committee on Roads and Highways, to whom was referred,

H. B. 37.—An act to locate a Territorial road from Dayton, Columbia county, to Palouse City, in Whitman county.

Have had the same under consideration and report the same back with the recommendation that it do pass.

C. T. STILES,
Chairman.

Mr. McDonnell, from committee on Counties, submitted the following:

MR. SPEAKER—

Your committee on Counties to whom was referred:

H. B. 29.—An act amendatory of an act entitled an act concerning Marks and Brands in certain counties in Washington Territory.

Have had the same under consideration and report the same back with the recommendation that it do pass with the following alteration: That section 3, as now numbered, should precede section 2.

EDWARD MCDONNELL,
Chairman.

PROPOSITIONS AND MOTIONS.

Mr. Stiles moved that a committee of three be appointed to confer with Tacoma Lodge No. 4, I. O. G. T., and ascertain the lowest figures at which the hall can be rented.

Motion carried.

The Speaker appointed Messrs. Stiles, Ward and Gregory as such committee.

Mr. Tibbetts introduced,

H. B. 45.—An act to change the name of Menzel Holpek to that of William Holbrook.

Bill read first time.

On motion of Mr. Tibbetts,

The rules were suspended and bill read second time by title.

On motion of Mr. Tibbetts,

The rules were further suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Those voting in the negative were:

Mr. Chipman.—1.

Bill passed and title agreed to.

Mr. Percival introduced,

H. M. 6.—Praying for the establishment of a military post at Spokane Falls, Stevens County, W. T.

Memorial read first time.

On motion of Mr. Van Syckle,

The rules were suspended and memorial read second time by title.

On motion of Mr. La Du,

The memorial was referred to committee on Memorials and Federal Relations.

Mr. Tibbetts moved that 50 copies be ordered printed.

Motion carried.

Mr. Horr introduced,

H. B. 46.—An act authorizing the construction of a wharf to deep water in the town of Olympia, Thurston County, W. T.

Bill read first time.

On motion of Mr. Horr,

The rules were suspended and bill read second time by title.

On motion of Mr. Miller,

The bill was referred to committee on Corporations.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Ways, Means and Claims reporting back,

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial Library to the Capitol building.

Was, on motion, received and the committee discharged from further consideration of the same.

Mr. Stiles moved that the bill be laid on the table.

Motion carried.

The report of the committee on Commerce and Fisheries, reporting back,

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

Was, on motion, adopted with amendment and the Clerk instructed to incorporate the amendment in the bill.

On motion of Mr. Horr,

The rules were further suspended and the bill read third time now.

The question being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

The report of the committee on Territorial Library, Public Buildings and Grounds, reporting back,

H. B. 32.—To provide for the management of the Territorial Library.

Was, on motion, received and the committee discharged from further consideration of the same.

Mr. Horr moved that the rules be further suspended and that the bill go to its third reading now.

Mr. La Du moved to lay the bill on the table.

Motion lost.

The question now recurred on the third reading of the bill.

Motion lost.

Mr. Horr moved that the Clerk be instructed to furnish the press of this town with a copy of

H. B. 46.—An act authorizing the construction of a wharf to deep water, in the town of Olympia.

Motion carried.

The report of the committee on Roads and Highways, reporting back,

H. B. 37.—An act to locate a Territorial road from Dayton, Columbia county, to Palouse City, in Whitman county.

Was, on motion, adopted, and the bill passed to its third reading.

Bill read third time.

The question being, "shall the bill pass?" then went to vote with the following vote:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitson, and Mr. Speaker.—27.

Bill passed and title agreed to.

The report of the committee on Counties, reporting back,

H. B. 29.—An act amendatory of an act entitled an act relating to marks and brands in certain counties.

Was, on motion, adopted with amendment, and the Clerk instructed to insert the amendment in the bill.

On motion of Mr. McReavy,

The bill was returned to the committee for further consideration.

On leave, Mr. Warbass introduced,

H. B. 47.—An act in relation to Foreign Corporations holding property and doing business in the Territory.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Corporations.

Mr. Daniels moved that fifty copies of the bill be ordered printed.

Motion carried.

Mr. Daniels moved that when we adjourn we adjourn to meet in Joint Convention at the town hall, Olympia, at 7:30 o'clock this evening.

Motion carried.

On motion of Mr. La Du,

The House adjourned till 7:30 o'clock to meet in joint convention.

IN JOINT CONVENTION AT COLUMBIA HALL.

The Council and House of Representatives of the Legislative Assembly, met in joint convention at 7:30 o'clock, P. M., in Columbia Hall, President of the Council presiding. House roll being called and a quorum found present, the Hon. Elwood Evans appeared and read his Centennial Address, after which the President announced the object of the joint convention to have been attained and the convention adjourned till 9 o'clock on Monday morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Monday, October 15, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Gregory, Iverson, Kelly, La Du, Martin, McDonnell, Miller, Percival, Ringer, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Absent—Messrs. Chipman, Horr, Korter, Long, McReavy and Stiles.—6.

Prayer by Rev. A. Atwood, acting as Chaplain.

Journal of Saturday read and approved.

Mr. Tibbetts announced to the House the bereavement of Hon. Jos. Foster, representative from King county, in the death of all his children, and moved that a committee of three be appointed to draft resolutions of condolence and report to the House.

Motion carried.

The Speaker appointed Messrs. Tibbetts, Miller and McReavy, who retired, and returning, presented the following:

MR. SPEAKER—

Be it Resolved by the House of Representatives, That having heard with profound grief that the household of our fellow member Hon. Joseph Foster, of King county, has since our brief session commenced been deprived by death of an only son and two daughters, and that his beloved companion is severely ill, if living. The undersigned were appointed a committee to report a suitable expression of the sympathy of his fellow members. Our brother had arrived at the capitol in season to attend our first meeting but before taking his seat he was summoned to the bedside of his eldest daughter, stricken down by diphtheria, he reached home in time to close the eyes of that beloved child, since which his two remaining children, an only son (his eldest child) and his youngest daughter have been consigned to their tomb. The household has been broken up, and we learn with sorrow that the grief-stricken mother lies at the point of death. Surely we have here the evidence that "when sorrows come they come not single spies but in battallions."

The vacant seat of our brother reminds us of his afflictions. We are for the time deprived of the counsel and experience of one who in previous sessions of both branches of the legislature was ever prompt and vigilant in the performance of duty.

While entering this excuse for our brother's continued absence, we assure him that in this hour of his gloom he has our heartfelt sympathy.

Let this too feeble testimonial of our earnest feeling of sadness be engrossed by the Clerk, signed by the Speaker of the House, and transmitted to our afflicted brother, and in respect to him and to the memory of his dead, we recommend that the House adjourn for one day.

Resolved, That the Clerk be instructed to furnish a copy of this resolution to the press.

GEO. W. TIBBETTS,
JOHN MCREAVY,

Mr. Van Syckle moved that the report be received and committee discharged.

Motion carried.

Mr. Ringer moved the adoption of the resolutions,

Motion carried.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 13, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the following bills have been introduced in the Council:

C. B. 25.—An act abolishing the office of Coroner and Coroner's juries and to appoint in place thereof, 1st, permanent medical officers in each county to make the physical examination and to certify as to its results. 2d, To transfer to the courts of first instance, the duty of hearing the testimony, and applying the law.

C. B. 26.—An act for the relief of J. C. Horr and others.

And the following bills have been passed.

H. B. 17.—An act to repeal an act entitled an act to provide for the election of the County Commissioners of Jefferson county by districts.

C. B. 24.—An act to amend an act entitled an act creating a Board of Pilot Commissioners and Pilots on Columbia river and bar.

H. M. 2.—Relative to the obstructions in the Skagit and Stilleguamish rivers.

C. B. 13.—An act to amend an act entitled an act to authorize the construction of ditches, drains or water-courses, made and approved Nov. 12, 1875.

And hereby transmit the same to the House for concurrent action.

T. B. MERRY,
Chief Clerk.

On motion of Mr Atkinson,

The House adjourned until to-morrow at 9:30 o'clock.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Tuesday, October 16, 1877.

House met pursuant to adjournment.

Mr. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—30.

Prayer by Rev. A. Atwood, acting as Chaplain.

The reading of yesterday's Journal was dispensed with.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Tibbetts presented a petition of citizens of King county, praying for a local option law.

Mr. Daniels presented four more of the same nature.

Mr. Whitson moved to refer all the petitions to Committee on Education.

Motion carried.

Mr. Kelly presented a petition from Justin Chenoweth, relative to school lands.

The petition being very long, on motion, further reading was dispensed with, and the petition referred to Committee on Education.

Mr. Foster appeared, took his seat, and was sworn in by the Chief Clerk.

REPORTS OF STANDING COMMITTEES.

Mr. Daniels from the Committee on Judiciary submitted the following:

MR. SPEAKER—

Your Committee on Judiciary to whom was referred,

C. B. 6.—An act to amend an act entitled an act relating to Mortgages on personal property, approved Nov. 12, 1875.

C. B. 22.—An act relating to the probate of foreign wills.

H. B. 35.—An act defining the rights of jurors in W. T.

H. B. 44.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction.

Have had the same under consideration and report them back and recommend their passage.

W. BYRON DANIELS,
Chairman.

Mr. Iverson from the committee on Memorials and Federal duties, submitted the following:

MR. SPEAKER—

Your committee on Memorials and Federal duties to whom was referred,

H. M. 6.—Praying for the establishment of a military post at Spokane Falls,

Have had the same under consideration and report the same back with recommendation that it do pass. Also,

H. M. 4.—Asking for an appropriation to build a custom house at Port Townsend,

Have had the same under consideration and report the same back with recommendation that the substitute Memorial hereunto annexed do pass.

O. B. IVERSON,
Chairman,

Mr. Chipman from the committee on Agriculture submitted the following:

MR. SPEAKER—

Your committee on Agriculture to whom was referred,

H. B. 39.—An act requiring County Commissioners to furnish statistical reports of resources of Counties,

Have had the same under consideration and report the same back with recommendation that it do not pass. Also,

H, B. 36.—An act to encourage planting and growing timber in Whitman and Stevens Counties, W. T.,

Have had the same under consideration and report the same back with recommendation that it do pass. And

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners and defining their duties. Approved Dec. 1, 1869,

Have had the same under consideration and report the same back with recommendation that it do not pass.

JOHN CHIPMAN,
Chairman.

Mr. Miller from the committee on Enrolled Bills submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills to whom was referred,

H. B. 4.—An act creating and conferring jurisdiction upon the district court of Stevens county.

H. B. 7.—An act creating and conferring jurisdiction upon the district court of Columbia county.

H. B. 8.—An act authorizing the Governor of the Territory to offer a standing reward for the arrest of certain classes of criminals.

H. M. No. 3.—For the erection of a fog bell and steam whistle on Foul Weather Bluff Puget Sound.

H. J. R. 5.—Relative to the appointment of a joint committee to examine the Territorial Auditor's accounts.

H. J. M. 4.—Praying for the opening of the U. S. land office at Colfax, Whitman county, W. T.

Your committee beg leave to report that they have examined the same and find them correctly enrolled.

A. S. MILLER, *Chairman.*

PROPOSITIONS AND MOTIONS.

Mr. Daniels introduced

H. B. 48.—An act to provide for the collection, compilation and printing of the general laws of W. T.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read a second time by title.

On motion of Mr. Stiles,

The bill was referred to committee on Judiciary.

Mr. Daniels moved that fifty copies be printed.

Motion carried.

Mr. Whitson introduced

H. B. 49.—An act making appropriation for furnishing the offices of Territorial Auditor and Treasurer with books and safes.

Bill read first time.

On motion of Mr. McReavy,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

Bill was referred to committee on Ways, Means and Claims.

Mr. Miller introduced

H. B. 50.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions. Approved Nov. 13, 1873.

Bill read first time.

On motion of Mr. Miller,

Rules were suspended and bill read a second time by title.

On motion of Mr. McReavy,

The bill was referred to committee on Judiciary.

Mr. Whitson introduced,

H. M. 7.—Relative to the establishment of a land office at Yakima City, W. T.

Memorial read first time.

On motion of Mr. Whitson,

Rules suspended and memorial read a second time by title.

Mr. Stiles moved to refer the memorial to committee on Memorials and Federal Relations.

Motion carried.

Mr. Van Syckle introduced,

H. B. 51.—An act to provide for the observance of Sunday in Walla Walla county, W. T.

Bill read first time.

On motion of Mr. Van Syckle,

Rules were suspended and bill read a second time by title.

On motion of Mr. Van Syckle,

The bill was referred to Committee on Corporations.

Mr. Van Syckle introduced,

H. B. 52.—An act to amend an act entitled an act to regulate fees and costs. Approved Nov. 25, 1869.

Bill read first time.

On motion of Mr. Van Syckle,

Rules were suspended and bill read a second time by title.

On motion of Mr. McReavy.

Bill was referred to Committee on Ways, Means and Claims.

Mr. Daniels moved that 50 copies be ordered printed.

Motion lost.

Mr. Foster introduced,

H. B. 64.—An act to repeal an act entitled an act to regulate the collection and disbursement of road and road poll-tax in King county, W. T.

Bill read first time.

On motion of Mr. Foster,

Rules were suspended and bill read a second time by title.

On motion of Mr. Foster,

The rules were further suspended and the bill read third time, now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonald, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—30.

Bill passed and title agreed to.

Mr. McReavy moved that the report of the Regents of the Territorial University be taken from the table and read.

Motion carried and report read.

Mr. McReavy moved to refer the report to the Committee on Printing.

Mr. Horr moved to amend by referring to Committee on Education.

Amendment carried, and report so referred.

Mr. McReavy moved that 200 copies be printed.

Motion carried.

Mr. Warbass moved to reconsider the vote by which the House ordered 200 copies printed.

Motion carried.

Mr. Gregory moved an amendment that 50 copies be printed.

Amendment adopted.

Mr. Horr moved to reconsider the vote by which 50 copies were ordered printed.

Motion lost.

Mr. McReavy moved the previous question.

The ayes and nays were called for.

The question then being, "shall the main question be now put?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Daniels, Foster, Gregory, Horr, Iverson, Kelly, La Du, Long, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Those voting in the negative were:

Messrs. Barnes, Chipman, Davis, Ebey, Korter, and Martin.—6.

The previous question to reconsider the vote ordering 50 copies printed was carried.

Mr. Horr moved that 50 copies be ordered printed.

Mr. Daniels moved to amend by making it 150 copies.

Amendment carried.

Mr. Ringer introduced,

H. J. R. 10.—Relative to the Joint Committee to inquire into the expenditure of $1,500 appropriated by the Territorial University.

Resolution read first time.

Mr. McReavy moved to lay the resolution on the table.

Motion lost.

Mr. Horr moved that the rules be suspended and the resolution read a second time now.

Motion lost.

Mr. Stiles read the following invitation:

OLYMPIA, *October*, 16, 1877.

Mr. Speaker, and Gentlemen of the House of Representatives:—

The Steam Tug Tacoma having been placed at my disposal for the day, it gives me pleasure to extend an invitation to the officers and members of the house, to an excursion down the bay among the Islands, in the event of an adjournment after the morning session. Leaving Finch's wharf this afternoon at 1½ o'clock.

R. G. O'BRIEN,
Chief Clerk.

On motion the invitation was accepted.

The report of the Committee on Judiciary reporting back:

C. B. 6.—An act to amend an act entitled an act relating to mortgages on personal property. Approved Nov. 12, 1875.

Was, on motion, received and committee discharged from further consideration of the same.

On motion of Mr. McReavy,

The rules were further suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McGreavy, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, and Whitson.—28.

Those voting in the negative were:

Messrs. Miller and Speaker.—2

Bill passed and title agreed to.

The report of the Committee on Judiciary reporting back:

H. B. 35.—An act defining the rights of jurors in Washington Territory.

Was, on motion, received and committee discharged from further consideration of the same,

On motion of Mr. La Du,

Rules were further suspended and the bill read third time.

The question being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McRreavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—30

Bill passed and title agreed to.

The report of the Committee on Judiciary reporting back:

C. B. 22.—An act relating to Probate of Foreign Wills.

Was, on motion, received, and committee discharged from further consideration of the same.

On motion of Mr. McReavy,

The rules were further suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, Lu Du, Long, Martin, McDonnell, McRreavy, Miller, Percival,

Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—30.

Bill passed and title agreed to.

The report of the Committee on Judiciary reporting back:

H. B. 44.—An act to amend an act entitled an act relating to justices of the peace and their practice and jurisdiction.

Was, on motion, received and the committee discharged from further consideration of the same.

On motion of Mr. Van Syckle,

The rules were further suspended and the bill read the third time now.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warman, Warbass, Whitson and Mr. Speaker.—29.

Those voting in the negative: Mr. Whitney.

Bill passed and title agreed to.

The report of the Committee on Agriculture reporting back:

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners and defining their duties. Approved Dec. 1, 1869.

Was, on motion, received and committee discharged from further consideration of the same.

Mr. Miller moved that the bill be laid on the table.

Motion lost.

Mr. Horr moved that the bill be recommitted to Committee on Agriculture.

Motion carried.

The report of the Committee on Agriculture, reporting back.

H. B. 36.—An act to encourage planting and growing timber in Whitman and Stevens counties, W. T.

Was, on motion, received and committee discharged from further consideration of the same.

On motion of Mr. Ringer,

The rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass ?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Iverson, Kelly, Korter, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Van

Syckle, Ward, Warman, Whitney, Whitson, and Mr. Speaker. —25.

Those voting in the negative were:

Messrs. Horr, Miller and Warbass.—3.

Mr. La Du was excused from voting.

Bill passed and title agreed to.

Mr. McReavy moved to adjourn until 10 o'clock tomorrow.

Motion lost.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 15, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the following bills and joint resolutions have been passed, reported correctly enrolled, and are hereby transmitted to the house for the Speaker's signature:

C. J. Resolutions number 1, 2, 4, 5, 6, 7, 8, 9. Also,

C. B. 5.—An act to change the name of Andrew Wilson to that of Olof Anderson, and,

C. M. 1.—Praying for the restoration to settlement of certain lands, withdrawn in favor of the N. P. R. R. Co.

T. B. MERRY,
Chief Clerk.

The following message from the Council, by their Clerk was read:

COUNCIL CHAMBER,
October 16, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed, with amendment.

H. B. 6.—An act defining the term month. Also,

C. B. 9.—An act in relation to Prosecuting Attorneys, defining their duties and fixing their compensation. Also,

There has been introduced,

C. B. 29.—An act to amend an act, entitled an act relative to Justices of the Peace, and to their practice and jurisdiction. Approved Nov. 13, 1873.

C. B. 30.—An act to provide for the election of Justices of the Peace, in case of vacancy.

C. B. 31.—An act to provide for the codification of the laws of Washington Territory.

And the passage with amendment of,

H. B. 11.—An act authorizing the County Commissioners of the several counties of this Territory, to offer bounty for the scalps of rabbits, and sage-rats. And hereby transmit same to the House for your action.

Also has been passed,

C. B. 27.—An act to provide for the appointment of a county Assessor for the County of Pierce, and defining his duties.

T. B. MERRY,
Chief Clerk.

The report of the Committee on Agriculture, reporting back:

H. B. 39.—An act requiring County Commissioners to furnish statistical report of resources of counties.

Was, on motion, received and committee discharged from further consideration of same.

Mr. Ward moved to lay the bill on the table.

Motion carried.

The report of the Committee on Memorials and Federal Relations, reporting back:

H M. 4.—Asking for an appropriation to build a Custom House at Port Townsend, W. T.

Was, on motion, received and committee discharged from further consideration of same.

On motion of Mr. Atkinson,

The rules were further suspended and the memorial read the third time now.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—29.

Memorial passed.

The report of the Committee on Memorials and Federal Relations reporting back:

H. M. 6.—Praying for the establishment of a military post at Spokane Falls.

Was, on motion, received and Committee discharged from further consideration of same.

Mr. Whitson moved to recommit to Committee on Memorials and Federal Relations.

Motion carried.

The report of the Committee on Enrolled Bills was adopted.

The Speaker gave notice that he was about to sign the following bills, and memorials:

H. B. 5.—An act creating and conferring jurisdiction upon the District Court of Stevens County.

H. B. 7.—An act establishing the District Court of Columbia County.

H. M. 3.—For the erection of a fog-bell and steam whistle on Foulweather Bluff, Puget Sound.

H. M. 4.—Praying for the opening of the U. S. Land Office at Colfax, Whitman County. W. T.

H. B. 8.—An act authorizing the Governor of the Territory to offer a standing reward for the arrest of certain classes of criminals.

H. J. R. 5.—Relative to the appointment of a joint committee to examine the Territorial Auditor's accounts.

C. B. 5. —An act to change the name of Andrew Wilson to that of Olof Anderson.

Resolution in relation to enrolled bills.

Memorial praying for the restoration to settlement of certain public lands withdrawn in favor of the N. P. R. R. Co.

Resolution in favor of meeting in joint convention.

Resolution in favor of making necessary arrangements to visit Territorial University and Insane Asylum.

Resolution in reference to joint committee to wait upon Hon. Elwood Evans.

Resolution in reference to joint committee to examine into the legality of the acts relating to the incorporation of towns and cities.

Resolution in reference to appointing special committee to compute mileage of members,

Also in reference to special committee to make arrangement and contract for printing.

On motion of Mr. Korter,

The House adjourned until 10 o'clock to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Wednesday, October 17, 1877.

House met pursuant to adjournment.

Mr. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Absent—Mr. McReavy.—1.

Prayer by Rev. A. Atwood, acting as Chaplain.

Journals of Monday and yesterday read and approved as amended.

REPORTS OF STANDING COMMITTEES.

Mr. Iverson, from committee on Memorials and Federal Relations, submitted the following:

MR. SPEAKER—

Your committee on Memorials and Federal Relations, to whom was referred,

H. M. 6.—Praying for the establishment of a military post at Spokane Falls,

Have had the same under consideration and report the same back with recommendation that the annexed substitute do pass.

H. M. 7.—Praying for the establishment of a Land Office at Yakima City.

Have had the same under consideration and report the same back with recommendation that it do pass.

O. B. IVERSON,
Chairman,

Mr. Daniels, from committee on Judiciary, submitted the following:

MR. SPEAKER—

Your committee on Judiciary, to whom was referred,

H. B. 23.—Entitled an act to provide for the payment of surveyors, chain-bearers and viewers in Walla Walla county.

Have had the same under consideration and report it back and recommend its passage.

W. BYRON DANIELS,
Chairman.

Mr. Miller, from committee on Enrolled Bills, submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills, to whom was referred,

H. B. 17.—An act to repeal an act entitled an act to provide for the election of County Commissioners of Jefferson county by districts.

H. M. 2.—A memorial for removing obstructions in the Skagit and Stillaguamish rivers.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER,
Chairman.

Mr. Whitson, from committee on Ways, Means and Claims, submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims, to whom was referred,

H. B. 49.—Entitled an act making appropriation for furnishing the offices of Territorial Auditor and Treasurer with books and safes.

Have had the same under consideration and report the same back with the recommendation that it do pass.

EDWARD WHITSON,
Chairman.

Mr. McDonnell, from committee on Counties, submitted the following:

MR. SPEAKER—

Your committee on Counties, to whom was referred,

H. B. 29.—An act concerning marks and brands in the Territory of Washington.

Have had the same under consideration and report the same back and recommend the substitute accompanying the report.

EDWARD MCDONNELL,
Chairman.

PROPOSITIONS AND MOTIONS.

Mr. Andrews introduced,

H. B. 53.—An act to create and confer jurisdiction upon the district court of Whatcom and Island counties.

Bill read first time.

On motion of Mr. Andrews,

Rules were suspended and bill read a second time.

On motion of Mr. Ebey,

The bill was referred to committee on Judiciary.

Mr. McReavy introduced,

H. J. R. 11.—Providing for the removal of the Territorial Library to the Capitol building and providing for listing and indexing the library.

Resolution read first time.

On motion of Mr. McReavy,

Rules were suspended and resolution read second time by title.

Mr. McReavy moved that the rules be further suspended and that the resolution be read the third time now.

Motion lost.

Mr. Daniels moved that the resolution be referred to committee on Territorial Library, Public Buildings and Grounds.

Motion carried and resolution so referred.

Mr. Barnes introduced,

H. B. 54.—An act to enable the Territorial Auditor to make just and equitable settlement between the Territory and the several counties therein.

Bill read first time.

On motion of Mr. Percival,

Rules were suspended and bill read second time by title.

Mr. McDonnell moved to refer the bill to committee on Ways, Means and Claims.

Mr. Ebey mov d to amend by referring the bill to committee on Counties.

Amendment lost.

Mr. Kelly further amended by referring to committee on Judiciary.

Amendment lost.

The question now recurred on the original motion to refer to committee on Ways, Means and Claims.

Motion was carried and bill so referred.

Mr. Davis introduced,

H. B. 55.—An act to amend an act entitled an act in relation to fish and their preservation in the waters of Washington Territory.

Bill read first time.

On motion of Mr. La Du.

Rules were suspended and bill read second time by title.

On motion of Mr. Van Syckle,

The bill was referred to committee on Commerce and Fisheries.

Mr. Tibbetts introduced,

H. B. 56.—An act relative to the navigation of Samamish Slough.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read a second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Enrolled Bills.

Mr. Daniels introduced,

H. B. 57.—An act to provide a system of common schools.

On motion of Mr. Daniels,

The bill was read first time by title.

Mr. Daniels moved that the bill be made the special order of business for Thursday at 11 o'clock.

Motion carried.

Mr. Percival introduced.

H. B. 58.—An act to repeal an act entitled an act to amend an act entitled an act in relation to quartz mining claims. Approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. Percival,

Rules were suspended and bill read a second time by title.

On motion of Mr. Van Syckle,

The bill was referred to committee on Mining and Mining Interests.

Mr. Gregory introduced,

H. B. 59.—An act to amend Sec. 33, of Chap. 3, of an act entitled an act defining the jurisdiction and practice in the Probate Court of W. T.

Bill read first time.

On motion of Mr. Gregory,

Rules were suspended and bill read a second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Judiciary.

Mr. Daniels moved that fifty copies be printed.

Motion carried.

Mr. Iverson introduced the following resolution:

Resolved, That unless otherwise ordered by the House, the chairman of each Standing Committee shall have printed 100 copies of all bills and memorials referred to their respective committees.

Motion to adopt lost.

Mr. Atkinson introduced,

H. B. 60.—An act to amend an act defining the jurisdiction and practice of the Probate Court of W. T.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read a second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

Mr. Tibbetts introduced,

H. B. 61.—An act to regulate and govern the sale of intoxicating liquors.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read a second time by title.

Mr. Korter moved to lay the bill on the table.

The ayes and nays being called, resulted as follows:

Those voting in the affirmative were:

Messrs. Atkinson, Chipman, Ebey, Gregory, Horr, Korter, La Du, Long, Martin, Miller, Ward and Warbass.—12.

Those voting in the negative were:

Messrs. Andrews, Barnes, Daniels, Davis, Iverson, McDonnell, Percival, Stiles, Tibbetts, Van Syckle, Warman, Whitney, Whitson and Mr. Speaker.—14.

Motion to lay on the table lost.

Mr. Miller moved to indefinitely postpone, and called for the ayes and nays.

Mr. Horr moved a call of the House, and the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—26.

Absent.—Messrs. Foster, Kelly, McReavy, and Ringer.

The Sergeant-at-arms was instructed to bring to the room the absent members, soon returned with them in charge, where-

upon the motion to indefinitely postpone went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Ebey, Foster, Gregory, Horr, Kelly, Korter, LaDu, McReavy, Miller, Ward, and Warbass.—12.

Those voting in the negative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Iverson, Long, Martin, McDonnell, Percival, Ringer, Stiles, Tibbets, Van Syckle, Warman, Whitney, Whitson, and Mr. Speaker.—18.

Motion to indefinitely postpone lost.

Mr. Whitson moved to refer to Committee on Judiciary.

Motion carried and bills so referred.

Mr. Daniels moved that 100 copies be printed.

Motion carried.

On leave, Mr. Horr offered the following resolution.

Resolved, That the standing committees of this House are hereby authorized to order any number not to exceed one hundred each of any and all bills referred to them should they by a majority vote consider it expedient so to do.

Resolution lost.

The following message from the Council by their clerk, was read:

COUNCIL CHAMBER,
October 16, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed with amendments,

H. M. 1.—Relative to extension of time of completing the Northern Pacific Railroad,

And respectfully asks concurrence in the Council amendments.

Also has passed,

H. B. 37.—An act to locate a Territorial Road from Dayton, Columbia County, to Palouse City in Whitman County.

And respectfully solicit concurrent action.

T. B. MERRY,
Chief Clerk.

On motion of Mr. Atkinson,

A recess was taken until 2 o'clock P. M.

AFTERNOON SESSION.

House met.

Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer,

Stiles, Tibbetts, Van Syckle, Ward, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Absent.—Messrs. Foster and Warbass.

Mr. McReavy moved that the vote whereby

H. J. R. 11.—Providing for the removal of the Territorial Library to the Capitol Building and providing for listing and indexing the library.

Was referred to Committee on Territorial Library, Public Buildings and Grounds, be reconsidered.

Motion carried.

On motion of Mr. McReavy,

The rules were suspended and resolution read the third time.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, and Whitson. —26.

Those voting in the negative were:

Messrs. Gregory, Horr, and Mr. Speaker.—3

Resolution passed.

Mr. Miller introduced,

H. B. 62.—An act to sell the Territorial University.

Bill read first time.

On motion of Mr. Miller,

The rules were suspended and bill read second time, now by title.

Mr. Whitson moved to indefinitely postpone the bill.

Motion lost.

On motion of Mr. McReavy,

The bill was referred to Committee on Enrolled Bills.

Mr. Stiles introduced,

H. B. 63.—An act for the protection and preservation of salmon fishing of the Columbia river and its tributaries.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read a second time, now by title.

On motion of Mr. Whitson,

The bill was referred to Committee on Commerce and Fisheries.

Mr. Whitson moved that 50 copies be printed.

The ayes and nays being called for, the following is the result:

Those voting in the affirmative were:

Messrs. Atkinson, Daniels, Iverson, La Du, Long, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker. —18.

Those voting in the negative were:

Messrs. Andrews, Barnes, Chipman, Davis, Ebey, Gregory, Horr, Kelly, Korter, Martin, and Miller.—10.

Bill ordered printed.

On leave, Mr. Iverson presented report of Committee on Memorials and Federal Relations.

BILLS, REPORTS AND OTHER BUSINESS LYING ON TABLE.

The report of the Committee on Memorials and Federal Relations, reporting back:

H. M. 6.—Praying for the establishment of a military post at Spokane Falls.

Was, on motion, adopted with Substitute.

The Substitute to the Memorial was read first time.

On motion of Mr. Daniels,

Rules were suspended and memorial read a second time by title.

On motion of Mr. Horr,

The rules were further suspended, and the memorial read the third time, now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—29.

Memorial passed.

The report of the Committee on Memorials and Federal Relations, reporting back:

H. M. 7.—Relative to establishing a land office in Yakima City, W. T.

Was, on motion, adopted.

Mr. La Du moved that the rules be further suspended and that the memorial be read the third time now.

Motion carried.

Mr. Iverson moved to reconsider the vote by which the memorial was passed to its third reading.

Motion carried.

Mr. Stiles moved to recommit the memorial.

Motion carried.

The report of the Committee on Ways, Means and Claims, reporting back:

H. B. 49.—An act making appropriation for furnishing the offices of Territorial Auditor and Treasurer with books and safes

Was, on motion, received.

On motion, the vote whereby the vote of the committee was received, was reconsidered, and the bill recommitted for further consideration.

The report of the Committee on Judiciary, reporting back:

H. B. 23.—An act to provide for the payment of surveyors, chain-bearers, and viewers in Walla Walla County.

Was, on motion, received.

Mr. Ringer moved to recommit the bill for further consideration.

Motion carried.

Mr. Miller, from the Committee on Enrolled Bills submitted a report, which, upon motion was received.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 17, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced,

C. B. 32.—An act to provide for the assessment and collection of County and Territorial Revenue.

C. B. 33.—An act relating to liens.

Also that the Council has passed,

C. J. R. 10.—Relative to printing 5000 copies of the Centennial Address of Hon. Elwood Evans.

And respectfully solicit concurrent action.

T. B. MERRY,
Chief Clerk.

The report of the Committee on Counties, reporting back, with substitute:

H. B. 29.—An act concerning marks and brands in the Territory of Washington.

Was, on motion, received.

Substitute read first time.

Mr. Ringer in the chair.

On motion, rules were suspended and bill read a second time, now by title.

Mr. McReavy moved to strike out Section 5.

Motion lost.

Mr. Daniels moved to amend by striking out the word "herein" in the ninth line of Section 5, and insert the words "in this act."

Amendment lost.

Mr. Warbass moved to exempt all counties west of the Cascades.

Motion lost.

Motion to adjourn was lost.

Mr. Stiles moved to indefinitely postpone the bill.

Motion lost.

Mr. Horr moved to lay the bill on the table and make it the order of business for tomorrow at 2:30 o'clock P. M.

Motion lost.

Mr. Atkinson moved that the rules be further suspended, and that the bill go to its third reading, now by title.

Mr. La Du moved to lay this bill on the table.

Motion lost.

The question recurring on the original motion to pass the bill to a third reading, was lost.

The Committee on Counties asked leave to retire for consultation, which was granted.

On motion, the house adjourned until 10 o'clock to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Tuesday, October 18, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—30.

Prayer by Rev. A. Atwood, acting as Chaplain,

Journal of yesterday read and approved.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

H. B. 11.—An act to authorize the County Commissioners of the Counties of Yakima, Whitman, Stevens, Walla Walla, Columbia, Klickitat and Skamania, to offer bounty for the scalps of squirrels, rabbits and sage-rats.

Returned from Council with amendments.

On motion, the amendment was concurred in by the House.

The Speaker gave notice that he was about to sign,

H. M. 2.—Relative to the obstructions in the Skagit and Stillaguamish rivers.

H. B. 17.—An act to repeal an act entitled an act to provide for the election of the County Commissioners of Jefferson county by districts.

Council Substitute for,

H. B. 18.—An act to defray the expenses of the Sixth Biennial Session of the Legislative Assembly of the Territory of Washington was taken up.

Substitute read first time.

On motion of Mr. La Du,

Rules were suspended and Substitute read a second time, now by title.

Mr. Horr moved to refer to Committee on Rules and Orders.

Motion lost.

On motion of Mr. La Du,

The rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Foster, Kelly, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Van Syckle, Warbass, and Whitson. —19.

Those voting in the negative were:

Messrs. Daniels, Gregory, Horr, Iverson, Korter, Stiles, Tibbetts, Ward, Warman, Whitney and Mr. Speaker.—11.

Bill passed and title agreed to.

H. B. 6.—An act in relation to Computation of time.

Returned from the Council with amendment.

On motion, the House concurred in the amendment of the Council.

C. B. 27.—An act to provide for the appointment of a County Assessor of the County of Pierce and defining his duties.

Bill read first time.

Mr. Miller asked permission to introduce,

H. J. R. 12.—Relative to a joint convention of the Legislature to consider the School law.

Resolution read first time.

Mr. Miller moved that the rules be suspended and the resolution read a second time, by title.

Motion lost.

The time having arrived for taking up,

H. B. 57.—An act to provide a system for Common Schools.

Mr. Daniels moved that the House now go into Committee of the whole to consider the bill.

Motion lost.

On motion of Mr. Horr,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Horr,

The bill was referred to committee on Education.

Mr. Horr moved that 150 copies be printed.

Motion lost.

Mr. McReavy moved that the rules be suspended and that,

C. B. 27.—An act to provide for the appointment of a County Assessor for the County of Pierce and defining his duties.

Be put upon its second reading.

Motion carried and bill read second time.

On motion of Mr. Kelly,

Rules were further suspended and bill read the third time,

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Those voting in the negative were:

Messrs. Chipman and Horr.

Bill passed and title agreed to.

H. M. 1.—Relative to extension of time of completing the Northern Pacific Railroad.

Returned from the Council with amendment.

On motion, the House concurred in the Council amendment.

Message from the Governor by his Secretary.

HOUSE OF REPRESENTATIVES, EXECUTIVE DEPARTMENT,
OLYMPIA, *October* 17, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

I have the honór to inform you that I have this day approved and signed:

An act creating and conferring jurisdiction upon the District Court of the County of Pacific.

An act to change the name of Henrich Ernest August Pershien to that of Harry Benson.

Is herewith returned without my approval for the following reasons:

First, A general law of the Territory gives to the District Courts in the several counties authority to change the names of persons on application by petition; hence there is no necessity for special acts to cover individual cases. Laws of 1863, page 411.

Second, The authority to change names having been conferred upon the courts, the exercise of this power becomes a judicial act, and the question may arise whether the Legislative

Assembly can legally change names while the law referred to remains in force.

Third, Under the construction given to the words "especial privileges," by one of the District Judges, the act is in conflict with Section 1889 of the Revised Statutes of the United States.

Fourth, The public have no possible interest in the changing of a name. It is purely a personal matter, for the benefit of one individual, and the expense attending it should be paid by the person interested and should not be taken from the Treasury of the United States.

E. P. FERRY,
Governor.

C. J. R. 10.—Relative to printing 5,000 copies of the Centennial Address delivered by Hon. Elwood Evans,

Resolution read first time.

Mr. Gregory in the chair.

On motion of Mr. Da Du,

Rules were suspended and resolution read second time by title.

On motion of Mr. McReavy,

The rules were further suspended and the resolution read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, and Whitson.—29.

Resolution passed.

C. B. 9.—An act in relation to Prosecuting Attorneys.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read a second by title.

On motion of Mr. Warbass,

The bill was referred to committee on Judiciary.

Mr. Warman moved that Mr. W. H. White be invited within the bar and explain to the House the provisions of the bill.

The ayes and nays being called for, resulted as follows:

Those voting in the affirmative.

Messrs. Andrews, Atkinson, Chipman, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Ringer, Stiles, Tibbetts, Ward, Warbass, and Warman. —19.

Those voting in the negative were:

Messrs. Barnes, Daniels, Davis, Horr, Long, Miller, Percival, Van Syckle, Whitney, Whitson and Mr. Speaker.—11.

Motion carried.

Mr. Miller moved to adjourn until 2 o'clock this afternoon.

Motion lost.

Whereupon Mr. White appeared within the bar and explained the provisions of the bill.

On motion of Mr. Horr,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

House met, Mr. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Gregory, Horr, Iverson, Korter, Long, McDonnell, Miller, Percival, Stiles, Tibbetts, Van Syckle, Warman, Whitney, and Mr. Speaker.—20.

Absent.—Messrs. Ebey, Foster, Kelly, La Du, Martin, McReavy, Ringer, Ward, Warbass, and Whitson.—10.

PROPOSITIONS AND MOTIONS.

Mr. Korter introduced,

H. B. 65.—An act to provide for the protection of deer, moose or elk.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Atkinson,

The bill was referred to committee on Counties.

Mr. Daniels moved that 50 copies be ordered printed.

Motion lost.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 17, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has introduced and passed a Substitute for,

H. B. 18.—An act to defray the incidental expenses of the 6th Biennial Session of the Legislative Assembly of the Territory of Washington.

And respectfully asks the concurrence of the House in the Substitute.

T. B. MERRY,
Chief Clerk.

On leave, Mr. Gregory, from the joint committee to make arrangements to visit the Territorial University and Insane Asylum. Submitted the following report:

MR. SPEAKER—

The joint committee appointed to make arrangements to visit Seattle and Steilacoom have the honor to report that they have received bids from three steamboat companies and report that the Starr Line is, in our judgment, the cheapest and best; we therefore recommend that the same be accepted.

J. A. KUHN,
Chairman Council Committee.
A. J. GREGORY,
JNO. M. E. ATKINSON,
J. C. HORR.

Starr Line propose to issue passes good on any boat of their line to Seattle and return, for $2 00 each; Steamer Otter subject to order of committee.

Mr. Atkinson introduced,

H. J. R. 13.—Relative to extending invitation on excursion to visit public institutions.

Resolution read first time.

On motion of Mr. Atkinson,

Rules were suspended and resolution read a second time by title.

Mr. McReavy moved to lay the resolution upon table until after the report of the special committee is acted upon.

Motion carried.

Mr. Korter introduced,

H. B. 66.—An act to amend an act entitled an act to provide for pilots for the Straits of Juan De Fuca, in W. T.

Bill read first time.

On motion of Mr. Korter,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Korter,

The bill was referred to committee on Commerce and Fisheries.

Mr. Atkinson moved that 50 copies be printed.

Motion lost.

Mr. Warman moved to reconsider the vote whereby,

C. B. 27.—An act to provide for the appointment of a county Assessor for the County of Pierce, and defining his duties.

Was passed.

Mr. McReavy moved to lay the motion on the table.

Motion lost.

The question recurring on the motion to reconsider the vote, was carried.

Mr. Horr moved to lay the bill on the table, and that it be made the special order of business for tomorrow afternoon at 2 o'clock.

Motion carried.

Mr. Warbass presented the following letter of invitation:

OLYMPIA, *October* 18, 1877.

TO THE SPEAKER AND MEMBERS OF THE HOUSE—

Gentlemen—I am authorized by Col Black, General Superintendent of the Northern Pacific Railroad Company, to invite the members of the Legislature and its officers to visit the Puyallup Valley, by a trip on its road on any day next week best suited to their convenience.

A train of cars will be placed at the pleasure of members on intimating to me the acceptance of this invitation.

Very Truly, JNO. R. WHEAT.

Mr. Daniels moved that the invitation be accepted and the matter be referred to committee of Arrangements.

Motion carried.

Mr. Ringer introduced,

H. B. 67.—An act to provide for taking the census of W. T.

Bill read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Ringer,

The bill was referred to committee on Judiciary.

Mr. Daniels moved that 50 copies be printed.

Motion carried.

Mr Ward introduced,

H. B. 68.—An act to amend an act approved Nov. 12, 1875, entitled an act to amend an act entitled an act to regulate the practice and proceedings in civil actions. Approved Nov. 13, 1873.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Stiles,

The bill was referred to committee on Judiciary.

Mr. Kelly moved that 50 copies be printed.

Motion lost.

Mr. Ward introduced,

H. B. 69.—An act to provide for the confinement of Territorial convicts.

Bill read first time.

On motion of Mr. Ward,

Rules were suspended and bill read a second time, by title.

On motion of Mr. McReavy,

The bill was referred to committee on Ways, Means and Claims.

Mr. Stiles introduced,

H. B. 70.—An act to repeal an act authorizing the County Commissioners of Clarke county to levy a tax for school purposes.

Bill read first time.

On motion of Mr. Stiles,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Stiles,

The rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Bill passed and title agreed to.

Mr. Korter introduced,

H. B. 71.—An act to repeal an act entitled an act to regulate the sale of eggs by weight. Approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. Korter,

Rules were suspended and bill read a second time by title.

The bill was referred to committee on Agriculture.

Mr. Miller moved that 200 copies be printed.

Mr. La Du moved to lay the motion on the table.

Motion carried.

SECOND READING OF BILLS.

H. J. R. 10.—Relative to the joint committee to inquire into the expenditure of $1,500 appropriated for the Territorial University.

Resolution read second time.

Mr. Stiles moved to amend the resolution by adding "Monday, October 22, 1877."

Amendment adopted.

On motion of Mr. Ringer,

The rules were further suspended and the resolution as amended was read the third time now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, McDonnell, Miller, Percival, Ringer, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—27.

Those voting in the negative were:

Messrs. Atkinson, Foster, and Tibbetts.—3.

Resolution passed.

Mr. McReavy moved that the report of the special com-

mittee appointed to make arrangements for visiting the Territorial University and Insane Asylum, be taken from the table.

Motion carried.

Mr. McReavy moved that action on the report be indefinitely postponed.

Motion lost.

Mr. McReavy moved to adjourn.

Motion lost.

Mr. Miller moved that the report be adopted.

The ayes and nays being called for, the following is the result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Van Syckle, Ward, Warbass, Warman, Whitson, and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Barnes, Daniels, Davis, Korter, Kelly, McReavy, Tibbetts, and Whitney.

Report adopted.

On motion of Mr. Ringer,

House adjourned.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Friday, October 19, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—29.

Absent—Mr. Ringer.—1.

Prayer by Rev. A. Atwood, acting as Chaplain,

Journal of yesterday read and approved as amended.

H. B. 4.—An act to change the name of Henrich Ernest August Pershien to that of Harry Benson.

Was returned from the Governor disapproved.

The question being "will the House pass the bill notwithstanding the Governor's veto?" then went to vote with the following result:

Those voting in the affirmative were:
Mesers. Ebey and Foster.—2.
Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

House refused to pass the bill.

Mr. Ringer was excused from attendance until to-morrow, on account of sickness.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 19, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that,

C. B. 6.—An act to amend an act entitled an act relating to mortgages on personal property, Approved Nov. 12, 1875.

C. B. 22.—An act in relation to probate of Foreign Wills.

Have been reported by committee as being correctly enrolled, and are herewith transmitted for your signature.

Also the Council has adopted the resolution in reference to making necessary arrangements to visit the Territorial University and Insane Asylum.

T. B. MERRY,
Chief Clerk.

REPORTS OF STANDING COMMITTEES.

Mr. Miller, from committee on Enrolled Bills, submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills, to whom was referred,

H. B. 56.—An act relative to the navigation of Samamish Slough.

Have had the same under consideration and report the same back with the recommendation that it do pass.

Mr. McDonnell, from committe on Counties, submitted the following:

MR. SPEAKER—

Your committee on Counties, to whom was referred,

H. B. 13.—Entitled an act making the Sheriff of Lewis county *ex-officio* assessor.

Have had the same under consideration and report the same back with the following amendments: That section 3 be amended to read as follows: This act to take effect and be in force from and after the next general election. Also,

H. B. 40.—An act in relation to Estrays.

Have had the same under consideration and report the same back with the following amendments: By inserting after the word Auditor, in the 7th line of section 6, the following: "By the sheriff or any constable of the county in which said estray has been taken up." Also that section 10 be amended by striking out all after the word "jurisdiction" and inserting the section herewith submitted.

SEC. 11. It shall be the duty of every constable within any county in this Territory, when complaint shall have been made to him by any person of a violation of any of the provisions of this act to immediately enter suit before the proper court and the person making the complaint shall be the prosecuting witness, *Provided*, That if upon trial the complaint shall be found to be malicious or frivolous the prosecuting witness shall pay all the costs of suit.

That section 6, be amended by striking out the word "six" in the third line and inserting therein "three" in its place. Also that the Clerk be instructed to number the sections to correspond with those altered.

And report that the bill with amendments do pass.

EDWARD McDONNELL,
Chairman.

Mr. Iverson, from committee on Memorials and Federal Relations, submitted the following:

MR. SPEAKER—

Your committee on Memorials and Federal Relations, to whom was referred,

H. M. 7.—Relative to establishing a land office in Yakima City, W. T.

Have had the same under consideration and report the same back with recommendation that it do pass with the following amendment: That where the words "forty thousand square miles" occur amend to read "twelve thousand square miles."

O. B. IVERSON,
Chairman.

Mr. McReavy, from committee on Corporations, submitted the following:

MR. SPEAKER—

Your committee on Corporations, to whom was referred,

H. B. 27.—An act to amend an act entitled an act to amend an act to incorporate the city of Walla Walla.

Have had the same under consideration and report the same back and recommend its passage. Also,

C. B. 15.—An act to provide for the formation of water flume companies.

Have had the same under consideration and report the same back with the recommendation that it do pass.

JOHN MCREAVY,
Chairman.

Mr. Andrews, from committee on Military Affairs, submitted the following:

MR. SPEAKER—

Your committee on Military Affairs, to whom was referred,

That part of the Governor's message relating to Immigration,

Have had the same under consideration and report the same back respectfully recommending that $500 be appropriated for expenses to be incurred (during the next two years,) by the Board of Immigration.

L. L. ANDREWS,
Chairman.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Enrolled Bills, reporting back,

H. B. 56.—An act relative to the navigation of Samamish Slough.

Was, on motion, adopted.

On motion of Mr. Tibbetts,

Rules were further suspended and the bill read a third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Bill passed and title agreed to.

The report of the committee on counties, reporting back,

H. B. 13.—An act making the sheriff of Lewis county *ex-officio* assessor.

Was, on motion, received, amendment adopted, and the Clerk instructed to embody the amendment in the bill.

Mr. Warbass moved to further amend by inserting "San Juan county" in the bill.

Amendment adopted.

Mr. Horr moved to recommit the bill.

Motion lost.

On motion of Mr. Daniels,

The rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Bill passed and title amended and agreed to.

The report of committee on Counties, reporting back,

H. B. 40.—An act relating to Estrays.

Was, on motion, received, and the amendments to the bill adopted.

Mr. Horr moved to further amend by inserting that the "Counties of Thurston and Jefferson be exempt from the provisions of this act."

Amendment adopted.

Mr. Horr moved to lay the bill on the table.

Motion carried.

The Speaker gave notice that he was about to sign the following bills:

An act to amend an act entitled an act relating to mortgages on personal property. Approved Nov. 12, 1875.

An act relating to Probate of Foreign Wills.

Mr. McReavy moved to reconsider the vote whereby,

C. B. 27.—An act to provide for the appointment of a County Assessor for the county of Pierce and defining his duties.

Was made the special order of business for 2 o'clock this afternoon.

Motion to reconsider carried.

Mr. McReavy moved to reconsider the vote whereby the bill passed to its third reading.

Motion carried.

Mr. McReavy moved that the bill be referred to a special committee composed of the members from Pierce county.

Motion carried and bill so referred.

Mr. McReavy moved that the vote whereby,

H. J. R. 10.—Relative to the Joint Committee to inquire into the expenditure of $1,500 appropriated by the Territorial University.

Was passed be reconsidered.

Motion lost.

The report of the committee on Memorials and Federal Relations, reporting back,

H. M. 7.—Relative to the establishment of a land office at Yakima City.

Was, on motion, adopted with amendment.

On motion of Mr. Whitson,

The clerk was instructed to incorporate the amendment in the memorials.

On motion of Mr. Whitson,

The rules were further suspended and the memorial read the third time as amended now.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warman, Whitney, Whitson, and Mr. Speaker.—27.

Those voting in the negative were:

Messrs. Daniels and Warbass.

Memorial passed.

The report of the committee on Corporations, reporting back:

H. B. 27.—An act to amend an act entitled an act to amend an act to incorporate the city of Walla Walla.

Was, on motion, received.

The report of the committee on Corporations reporting back,

C. B. 15.—An act to provide for the formation of Water Flume Companies.

Was, on motion, received.

On motion of Mr. Horr,

The rules were further suspended and the bill was read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Bill passed and title agreed to.

The report of the committee on Military Affairs, to whom was referred that portion of the Governor's message relating to immigration,

Was, on motion, received.

H. J. R. 13.—Relative to extending invitation on excursion to visit public institutions.

Was taken from the table. And

Resolution read second time.

A motion was made to amend by inserting Federal officers in the resolution.

Amendment carried.

On motion, the rules were suspended and the resolution as amended read the third time now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—27.

Those voting in the negative were:

Messrs. Barnes and Kelly.

Resolution passed.

On motion, the Clerk was instructed to transmit the same to the Council, forthwith.

Mr. Daniels presented a resolution adopted by the Common Council of the City of Vancouver, in reference to a uniform license law, which, upon motion, was referred to committee on Corporations.

On motion,

H. B. 32.—An act to provide for the management of the Territorial Library.

Was, taken from the table, and on motion of Mr. La Du, was referred to committee on Territorial Library, Public Buildings and Grounds.

On motion, the House took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

House met, Mr. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Daniels, Foster, Iverson, Korter, La Du, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—17.

Absent.—Messrs. Atkinson, Barnes, Chipman, Ebey, Gregory, Horr, Kelly, Long, Martin, Miller, Van Syckle and Ward. —12.

On motion of Mr. McReavy,

The House adjourned until to-morrow morning at 10 o'clock.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Saturday, October 20, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—25.

Absent.—Messrs. Ebey, Foster, Gregory, Kelly and Van Syckle.—5.

Prayer by Rev. A. Atwood, acting as Chaplain.

Journal of yesterday read and approved.

Messrs. Gregory and Van Syckle were granted indefinite leave of absence.

On motion of Mr. McReavy,

Mr. McKay, watchman, was granted leave of absence from Sunday morning until Wednesday morning.

The Speaker gave notice that he was about to sign Council Substitute for,

H. B. 18.—An act to defray the expenses of the Sixth Biennial Session of the Legislative Assembly of the Territory of Washington.

The following message from the Council, by their Clerk was read:

COUNCIL CHAMBER,
October 18, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

H. B. 45.—An act to change the name of Menzel Holpeck to that of William Holbrook.

And the same is herewith transmitted.

Also that the president has signed,

H. J. R. 5.—Relative to the appointment of a joint committee to examine the books of the Territorial Auditor and Treasurer.

H. M. 7.—Relative to the establishment of a land office at Colfax, Whitman county, W. T.

H. M. 3.—For the erection of a fog bell and steam whistle on Foul Weather Bluff, Puget Sound.

H. B. 8.—An act authorizing the Governor of the Territory to offer a standing reward for the arrest of certain classes of criminals.

H. B. 5.—An act creating and conferring jurisdiction upon the District Court of Stevens County.

H. B. 7.—An act establishing the District Court of Columbia County.

And the same are herewith transmitted to your honorable body.

T. B. MERRY,
Chief Clerk.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 19, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced in the Council,

C. B. 37.—An act to amend an act entitled an act defining the jurisdiction and practice in the Probate Courts of Washington Territory. Approved Nov. 11, 1873.

C. B. 38.—An act concerning the collection of Poll Taxes.

C. B. 39.—An act in relation to Notaries Public.

C. B. 40.—An act to amend an act defining Nuisance and securing remedies.

C. B. 41.—An act for the removal of Civil officers, otherwise than by impeachment.

Also the Council has passed,

C. B. 14.—An act to amend an act entitled an act relating to deeds. Passed Nov. 13, 1873.

C. B. 18.—An act to provide for a short hand reporter for District Courts.

And the same are herewith transmitted requesting concurrent action.

Also that the Council has passed,

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

And the same is herewith returned.

T. B. MERRY,
Chief Clerk.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

Was returned from the Council amended.

On motion, the House concurred in the Council amendment.

Mr. Tibbetts moved to further amend by making it "forty fathom" instead of twenty.

Amendment lost.

C. B. 13.—An act to amend an act entitled an act relating to deeds. Passed Nov. 13, 1873.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read a second time, by title.

On motion of Mr. La Du,

The bill was referred to committee on Judiciary.

C. B. 13.—An act to amend an act entitled an act to authorize the construction of ditches, drains or water-courses, made and approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Warbass,

The bill was referred to committee on Agriculture.

Mr. Warbass moved that 50 copies be printed.

Motion carried.

C. B. 18.—An act to provide for a short hand reporter for District Courts.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Miller,

The bill was referred to committee on Judiciary.

C. B. 24.—An act to amend an act entitled an act creating a Board of Pilot Commissioners and Pilots on Columbia river and bar.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read a second time, by title.

On motion of Mr. La Du,

The bill was referred to committee on Commerce and Fisheries.

H. J. R. 10.—Relative to a joint committee to inquire into the expenditure of $1,500 appropriated to the Territorial University.

Was returned from the Council amended.

On motion the House concurred in the Council amendment.

H. B. 35.—An act defining the rights of Jurors in Washington Territory.

Was returned from the Council with amendment.

On motion the House refused to concur in the Council amendment.

Mr. McReavy moved that a joint committee of three on the part of the House be appointed to confer with a committee of two on the part of the Council, to consider the bill.

Motion carried.

The Speaker appointed as such committee Messrs. McReavy, Stiles and La Du.

OTHER BUSINESS OF THE HOUSE.

Mr. Whitson called up,

S. H. B. 29.—An act concerning marks and brands in the Territory of Washington.

On leave, Mr. Whitson introduced, Substitute for Substitute to,

H. B. 29.—An act to amend an act entitled an act concerning marks and brands in certain counties of Washington Territory. Approved Nov. 12, 1875.

Substitute bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read a second time, by title.

On motion of Mr, Daniels,

Rules were further suspended and substitute to bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Horr, Iverson, Korter, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative were:

Mr. La Du.

Bill passed and title agreed to.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Daniels presented the petition of citizens of Bush Prairie, Clarke county, asking for a local option law.

On motion the petition was referred to committee on Education.

The following message from the Governor, by his Secretary, was read:

HOUSE OF REPRESENTATIVES, EXECUTIVE DEPARTMENT,
OLYMPIA, *October* 19. 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

I have the honor to inform you that I have this day approved and signed:

An act creating and conferring jurisdiction upon the District Court of Stevens County. And

An act authorizing the Governor of the Territory to offer a standing reward for the arrest of certain classes of criminals.

E. P. FERRY, *Governor.*

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 20, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that, the President of the Council has signed,

H. B. 2.—A memorial asking for the removal of the obstructions in the Skagit and Stillegnamish rivers.

H. B. 17.—An act to repeal an act entitled an act to provide for the election of County Commissioners of Jefferson county by districts.

The same is herewith returned.

And the Council has passed with amendments,

H. J. R. 10.—Relative to a joint committee to inquire into the expenditure of $1.500 appropriated for the Territorial University.

H. J. R. 13.—Relative to extending invitation on excursion to visit public institutions.

H. B. 35.—An act defining the rights of jurors in Washington Territory.

With amendments.

H, B. 36.—An act to encourage planting and growing timber in Whitman and Stevens Counties, W. T.

H. B. 64.—An act to repeal an act entitled an act to regulate the collection and disbursement of road and poll tax in King county.

And are herewith transmitted.

And there has been introduced,

C. B. 42.—Substitute for,

H. B. 24.—An act to repeal an act entitled an act to incorporate the town of Tumwater.

C. B. 43.—An act to regulate marriages.

T. B. MERRY,
Chief Clerk.

Mr. Daniels from the committee on Judiciary submitted the following:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

C. B. 8.—Entitled an act adopting the common law of England.

Have had the same under consideration and report the same back and recommend its passage with the following amendment:

Insert after the word Washington in the seventh line of the first section, the words, "so far as the same is applicable to the situation and circumstances of this Territory." Also

C. B. 9.—An act in relation to Prosecuting Attorneys, defining their duties and fixing their compensation.

Have had the same under consideration and report the same back and recommend its passage.

W. BYRON DANIELS,
Chairman.

Mr. Whitson from the committee on Ways, Means and Claims submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was recommitted,

H. B. 49.—Entitled an act making appropriation for furnishing the offices of Territorial Auditor and Treasurer with books and safes.

Have had the same under consideration and report the same back with the recommendation that section 2 be amended to read as follows:

SEC. 2. It is hereby made the duty of the Territorial Auditor to purchase the articles, mentioned in section one of this act, to obtain the necessary vouchers therefor, and present the same to the Treasurer of the Territory, whose duty it shall be to audit and pay the same in like manner as he is required to audit and pay the salary of the auditor."

With the amendment we recommend that the bill do pass.

EDWARD WHITSON,
Chairman.

Mr. Warman, from committee on Commerce and Fisheries, submitted the following:

MR. SPEAKER—

Your committee on Commerce and Fisheries to whom was referred,

H. B. 55.—An act to amend an act entitled an act in relation to fish and their preservation in the waters of Washington Territory.

Have had the same under consideration and report the same back with the recommendation that it do pass.

THOS. WARMAN,
Chairman.

Mr. Horr, from the committee on Mining and Mining Interests, submitted the following:

MR. SPEAKER—

Your committee on Mining and Mining Interests, to whom was referred,

H. B. 58.—An act to repeal an act entitled an act to amend an act entitled an act in relation to quartz mining claims. Approved Nov. 12, 1875.

Have had the same under consideration and report the same back with the recommendation that it do pass.

J. C. HORR,
Chairman.

Mr. Chipman, from committee on Agriculture, submitted the following:

MR. SPEAKER—

Your committee on Agriculture, to whom was referred,

H. B. 41.—An act to amend an act entitled an act for the

election of County Commissioners and defining their duties. Approved Dec. 1, 1869.

Have had the same under consideration and report the same back with the following amendment: That it be provided that no Municipal Corporation shall constitute more than one commissioner district, and that the proviso be inserted between sections four and five of the act, and that the bill do pass with said amendment so inserted.

JOHN CHIPMAN,
Chairman.

PROPOSITIONS AND MOTIONS.

Mr. Long introduced,

H. B. 72.—An act in relation to Grand and Petit Jurors.

Bill read first time.

On motion of Mr. Long,

Rules were suspended and bill read second time by title.

On motion of Mr. Long.

The bill was referred to committee on Judiciary.

Mr. Long moved that 100 copies be printed.

Motion carried.

Mr. Warbass introduced,

H. B. 73.—An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read second time by title.

On motion of Mr. Ringer,

The bill was referred to committee on Agriculture.

Mr. La Du introduced,

H. B. 74.—An act defining libel and providing the punishment thereof.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Judiciary.

Mr. Daniels moved that 100 copies be printed.

Motion carried.

Mr. Tibbetts introduced,

H. B. 75.—An act to improve certain kinds of live-stock.

Bill read first time,

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. Tibbetts,

The bill was referred to committee on Agriculture.

Mr. Daniels introduced,

H. B. 76.—An act to amend an act entitled an act in relation to attorneys and counsellors-at-law. Passed Jan. 24, 1863.

Bill read first time.

On motion of Mr. Stiles,

Rules were suspended and bill read second time by title.

On motion of Mr. Warbass,

The bill was referred to committee on Judiciary.

Mr. Whitson introduced,

H. B. 77.—An act for the relief of J. C. Kelly, Thomas Dealy, and John Fitzpatrick.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read second time, by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

Mr. Long introduced,

H. B. 78.—An act appropriating certain Territorial tax of Lewis county for bridge purposes.

Bill read first time.

On motion of Mr. Long,

Rules were suspended and bill read second time, by title.

On motion of Mr. Long,

The bill was referred to committee on Ways, Means and Claims.

Mr. Miller introduced,

H. B. 79.—An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

Bill read first time.

On motion of Mr. Miller,

Rules were suspended and bill read second time, by title.

On motion of Mr. Miller,

The bill was referred to committee on Corporations.

Mr. Warman moved that 100 copies be printed.

Motion carried.

Mr. Horr introduced.

H. B. 80.—An act regulating the receiving of county warrants for payment of county taxes.

Bill read first time.

Mr. McReavy moved to lay the bill on the table.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Davis, Foster, Iverson, Korter, Long, McDonnell, McReavy, Miller, Ringer, Whitney and Whitson.—13.

Those voting in the negative were:

Atkinson, Chipman, Daniels, Horr, La Du, Martin, Percival, Stiles, Tibbetts, Ward, Warbass, Warman and Mr. Speaker.—13.

Motion to lay on the table lost.

On motion of Mr. Horr,

Rules were suspended and the bill read a second time, now by title.

On motion of Mr. Korter,

The bill was referred to committee on Counties.

On motion, the House took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Korter, La Du, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Absent—Messrs. Foster, Iverson, Kelly, Long and McReavy.—5.

Mr. Stiles introduced,

H. B. 81.—An act in relation to Roads, Ferries, Bridges and travel on public highways.

Bill read first time by title.

On motion of Mr. Stiles,

Rules were suspended and bill read second time by title.

On motion of Mr. Stiles,

The bill was referred to committee on Roads and Highways.

Mr. Stiles moved that 100 copies be printed.

Motion carried.

Mr. Warbass moved that the committee do not report until after the bill is printed.

Motion carried.

The Governor having signed the appropriation bill, the Speaker appointed Messrs. La Du and Percival a committee on the part of the House, to carry out the provisions of the act.

Mr. Ringer introduced,

H. B. 82.—An act to amend an act entitled an act relating to weights and measures.

Bill read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read second time by title.

On motion of Mr. Ringer,

The rules were further suspended and the bill read the third time now:

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Iverson, Korter, Martin, McDonnell, McReavy, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. La Du and Long.—2.

Bill passed and title agreed to.

Mr. Chipman was granted leave of absence until Monday morning.

Mr. Barnes moved that,

C. B. 27.—An act to provide for the appointment of a County Assessor of the County of Pierce and defining his duties.

Be laid on the table subject to the order of the House.

Motion carried.

BILLS, REPORTS AND OTHER BUSINESS LYING ON TABLE.

The report of the committee on Judiciary reporting back:

C. B. 8.—An act adopting the Common Law of England.

Was, on motion, adopted with amendment.

On motion, the rules were suspended and the bill as amended read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Foster, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, and Whitson.—21.

Those voting in the negative were:

Messrs. Korter, Ringer and Speaker.—3.

Bill passed and title agreed to.

On motion, Mr. Abbott the door-keeper was granted leave of absence until Monday morning.

The report of the committee on Judiciary reporting back:

C. B. 9.—An act in relation to Prosecuting Attorneys, defining their duties and fixing their compensation.

Was, on motion, received.

On motion of Mr. Horr,

The rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Daniels, Ebey, Foster, Horr, Iverson, Korter, La Du, Long, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Barnes, Davis, and Martin.—3.

Bill passed and title agreed to.

The report of the committee on Ways, Means and Claims reporting back:

H. B. 49.—An act making appropriation for furnishing the

offices of the Territorial Auditor and Treasurer, with books and safes.

Was, on motion, adopted with amendment.

On motion of Mr. McReavy,

The rules were further suspended and the bill was read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

The report of the committee on Commerce and Fisheries, reporting back:

H. B. 55.—An act to amend an act entitled an act in relation to fish and their preservation in the waters of Washington Territory.

Was, on motion, received.

On motion of Mr. Warman,

The rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 20, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has appointed Messrs. Hanford and Hoover as committee of conference on

H. B. 35.—An act defining the rights of Jurors in Washington Territory.

Also that he has appointed Mr. Ferguson on part of the Council as committee to carry out the provisions of

Council Substitute for

H. B. 18.—An act to defray the incidental expenses of the 6th Biennial Session of the Legislative Assembly of the Territory of Washington.

And that he has appointed Messrs. Ping and Ferguson on part of the Council to carry out provisions of

H. J. R. 10.—Relative to a joint committee to inquire into the expenditure of $1,500 appropriated to the Territorial University.

Also that the Council has passed,

C. B. 39.—An act in relation to Notaries Public.

Also has passed with amendment.

H. B. 25.—Authorizing County Commissioners of Stevens county to levy a tax for bridge purposes.

And solicit concurrence in amendments.

Also there has been introduced in Council,

C. B. 44.—An act to authorize the Board of Health for the District of Puget Sound to purchase a site for a pest-house.

Also that the Council has passed,

C. B. 40.—An act to amend an act defining Nuisance and securing remedies.

And transmit the same requesting concurrent action.

T. B. MERRY,
Chief Clerk.

The report of the committee on Mining and Mining Interests, reporting back:

H. B. 58.—An act to repeal an act entitled an act to amend an act entitled an act in relation to quartz mining claims. Approved Nov. 12, 1875.

Was, on motion, received.

On motion of Mr. Whitson,

The rules were suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Ward, Warman, Whitney and Whitson.—23.

Those voting in the negative were:

Messrs. Warbass and Speaker.—2.

Bill passed and title agreed to.

The Speaker appointed Messrs. Ringer, Whitney and Percival, as joint committee on the part of the House to act with like committee from the Council, to inquire into the expenditure of the $1,500 appropriated by the last Legislature.

The report of the committee on Agriculture, reporting back:

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners and defining their duties. Approved Dec. 1, 1869,

Was, on motion, adopted with amendment.

Mr. Tibbetts moved to lay the bill on the table, and that it be made the special order of business for Wednesday morning at 11 o'clock.

Motion carried.

Mr. Tibbetts presented the following invitation:

SEATTLE, *October* 19, 1877.

GEO. W. TIBBETTS, Esq.

Olympia,

Dear Sir:—Please extend an invitation in behalf of the S. & W. W. R. R. to both branches of the Legislature to accept a free ride over the road on Monday next at any hour they may designate. Respectfully,

WM. COLEMAN,
Superintendent.

On motion, the invitation was accepted, and the hour of 2 o'clock P. M., set as the time.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

H. B. 25.—An act to authorize the County Commissioners of Stevens county to levy a special tax for bridge purposes.

Was returned from the Council with amendment.

On motion, the House concurred in Council amendment.

C. B. 40.—An act to amend an act entitled an act defining nuisance and securing remedies.

Bill read first time.

On motion the rules were suspended and the bill read second time by title.

Mr. Daniels moved to refer the bill to committee on Education.

The ayes and nayes being called for, result as follows:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Foster, Martin, McDonnell, McReavy, Percival, Ringer, Warbass, and Whitson.—13

Those voting in the negative were:

Messrs. Atkinson, Horr, Iverson, Korter, La Du, Long, Miller, Tibbetts, Ward, Warman, Whitney, and Mr. Speaker.—12.

Motion carried and bill so referred.

C. B. 29.—An act in relation to Notaries Public.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Tibbetts,

The bill was referred to committee on Judiciary.

On motion of Mr. Atkinson,

The House adjourned until next Wednesday morning at 10 o'clock.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Wednesday, October 24, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, La Du, Long, Martin, McDonnell, Miller, Ringer, Stiles, Tibbetts, Warbass, Whitson and Mr. Speaker.—19.

Absent.—Messrs. Andrews, Iverson, Kelly, Korter, McReavy, Percival, Ward, Warman and Whitney.—9.

Prayer by Rev. J. R. Thompson, acting as Chaplain.

Journal of Saturday read and approved.

Mr. Iverson was granted leave of absence until next Mondry, on account of sickness in his family.

On motion of Mr. Horr,

H. B. 41.—An act to amend an act for the election of County Commissioners and defining their duties.

Was laid on the table, and made the order of business for Saturday at 11 o'clock.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 20, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced,

C. B. 46.—An act relating to Railroads in the Territory of Washington.

Also that the committee on Enrolled Bills, report

C. J. R. 10.—Relative to printing 5,000 copies of the Centennial Address delivered by Hon. Elwood Evans,

C. B. 15.—An act to provide for the formation of Water Flume Companies.

As being correctly enrolled and the same are herewith transmitted for your signature.

Also that the Council has passed,

C. B. 42.—Substitute for,

H. B. 24.—An act to repeal an act entitled an act to incorporate the town of Tumwater.

And ask concurrence in the substitute. Also

C. B. 45.—Substitute for

C. B. 30.—An act to provide for the election of Justices of the Peace, in case of vacancy.

And herewith transmit the same requesting concurrent action.

T. B. MERRY,
Chief Clerk.

The Speaker gave notice that he was about to sign,

C. B. 15.—Relative to the incorporation of Water Flume Companies. And

C. J. R. 10.—Relative to printing 5,000 copies of Elwood Evan's Centennial Address.

PROPOSITIONS AND MOTIONS.

Mr. Kelly introduced,

H. B. 83.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Bill read first time.

On motion of Mr. Kelly,

Rules were suspended and bill read second time, by title.

On motion of Mr. Kelly,

The bill was referred to committee on Judiciary.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. B. 42.—Substitute for

H. B. 24.—An act to repeal an act entitled an act to incorporate the town of Tumwater.

Bill read first time.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Corporations.

C. B. 45.—Substitute for

C. B. 30.—An act providing for the election of Justices of the Peace in case of vacancy.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read second time by title.

On motion of Mr. Atkinson,

Bill was referred to committee on Counties.

C. B. 48.—An act in relation to Commissioners of Deeds.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Military affairs.

Mr Whitson moved to adjourn until 9:30 tomorrow morning.

Motion lost.

Mr. Kelly moved that the petition of Justin Chineworth be taken from the table.

Motion carried.

On motion of Mr. Kelly,

The petition was referred to Committee on Education.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 24, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed.

H. B. 70.—An act to repeal an act authorizing the County Commissioners of Clarke County to levy a tax for school purposes.

And the same is herewith returned. Also,

C. B. 48.—An act in relation to Commissioners of Deeds.

And herewith transmitted for concurrent action, and there has been introduced, substitute for H. B. 9.

C. B. 47.—An act to legalize and make valid the location of County roads.

T. B. MERRY,
Chief Clerk.

On motion of Mr. Warbass,

The House adjourned until 10 o'clock tomorrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Thursday, October 25, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Absent—Messrs. Horr and Ward.

Prayer by Rev. J. R. Thompson, acting as Chaplain.

Journal of yesterday read and approved.

Mr. Tibbetts presented a petition from the Oregon and Washington Mortgage Savings Bank Limited.

On motion of Mr. Stiles,

The petition was referred to Committee on Memorials and Federal Relations.

Reports of Standing Committee.

Mr. Miller from the Committee on Enrolled Bills submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills to whom was referred:

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

H. B. 36.—An act to encourage planting and growing of timber in Whitman and Stevens county, W. T.

H. B. 70.—An act to repeal an act authorizing the County Commissioners of Clarke county to levy a tax for school purposes.

H. M. 7.—In relation to extension of time for building the Northern Pacific Rail Road.

H. J. R. 10—Relative to a joint committee to enquire into the expenditure of $1500 appropriated for the Territorial University. And

H. B. 37.—An act to locate a Territorial road from Dayton, Columbia county to Palouse city, in Whitman county, W. T.

Have had the same under consideration and report the same back correctly enrolled

A. S. MILLER,
Chairman,

Mr. Whitson from the Committee on Ways, Means and Claims, submitted the following:

MR. SPEAKER—

Your Committee on Ways, Means and Claims to whom was referred,

H. B. 54.—Entitled "An act to enable the Territorial Auditor to make just and equitable settlement between the Territory and the several counties therein.

Have had the same under consideration and report the recommendation that the bill do pass.

EDWARD WHITSON,
Chairman.

Mr. Chipman from Committee on Agriculture submitted the following:

MR. SPEAKER—

Your Committee on Agriculture to whom was referred,

H. B. 73.—An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869.

H. B. 75.—An act to improve certain kinds of live stock.

H. B. 42.—An act to repeal an act to regulate the running of sheep at large in San Juan county. Approved Nov. 12, 1874.

Have had the same under consideration and report the same back with a recommendation that they do pass.

JOHN CHIPMAN,
Chairman.

Mr. Daniels from Committee on Judiciary submitted the following:

MR. SPEAKER—

Your Committee on Judiciary to whom was referred,

C. B. 39.—An act in relation to Notaries Public.

H. B. 76.—An act to amend an act entitled "An act in relation to Attorneys and Counsellors at Law." Passed January 24, 1863.

Have considered the same and report the same back and recommend their passage.

H. B. 10.—An act to amend an act entitled "An act to provide for the assessing and collecting county and Territorial revenue. Approved, Nov. 12, 1875."

Have had the same under consideration and report the same back and recommend its passage with the following amendments: In the thirteenth line of Section one of the bill strike out the words "third Monday in March," and insert first Monday in February. Also, in fourth line of the second Section strike out the words "first Monday in January" and insert "first Monday in February."

W. BYRON DANIELS,
Chairman.

Mr. Warman from the Committee on Commerce and Fisheries submitted the following:

MR. SPEAKER—

Your Committee on Commerce and Fisheries to whom was referred,

H. B. 66.—Entitled an act to amend an act entitled an act to provide for Pilots for the Staits of Juan de Fuca in W. T. Approved Jan. 30, 1868.

Have had the same under consideration and report the same back by substitute and recommend the adoption of the same.

THOS. WARMAN.
Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Kelly from special committee submitted the following:

MR. SPEAKER—

Your committee to whom was referred,

C. B. 27.—An act to provide for the appointment of a County Assessor for the County of Pierce and defining his duties.

Have had the same under consideration and report the same back and recommend that it do pass, with the following amendments, in Section one, strike out next and 1877 and insert 1878. Also strike out Sec. 8.

JOHN MCREAVY,
W. B. KELLY,
Special Committee.

Mr. McReavy from the Committee on

H. B. 35.—An act defining the rights of Jurors in Washington Territory.

Submitted the following:

MR. SPEAKER—

Your Committee on Conference on the part of the House, appointed to confer with a like committee on the part of the Council on

H. B. 35.—An act defining the rights of Jurors in Washington Territory,

Beg leave to report that they have acted in consultation with the committee on part of the Council in said bill and have agreed with the following report: Sec. 4 of said bill shall read as follows: All parts of acts in conflict with the provisions of this act be and the same are hereby repealed.

JOHN MCREAVY,
JAS. B. LA DU,
C. H. STILES,
Committee on the part of the House.

PROPOSITIONS AND MOTIONS.

Mr. Atkinson introduced,

H. M. 9.—Relative to the establishment of a land office at Port Townsend, W. T.

Memorial read first time.

On motion of Mr. Atkinson,

Rules were suspended and memorial read a second time, now by title.

On motion of Mr. Whitson,

The memorial was referred to Committee on Memorials and Federal Relations.

Mr. Korter introduced,

H. B. 84.—An act to abolish the office of Territorial Superintendent of Common Schools.

Bill read first time.

On Motion of Mr. Korter,

Rules were suspended and bill read second time, by title.

On motion of Mr. Ringer, the bill was referred to Committee on Education.

Mr. Chipman introduced,

H. B. 85.—An act prescribing the number of members composing the Legislative Assembly of the Territory of Washington.

Bill read first time.

On motion of Mr. Chipman,

Rules were suspended and bill read second time, by title.

On motion of Mr. Ringer,

Bill was referred to Committee on Privileges and Election.

The following message from the Council, by their Clerk was read:

COUNCIL CHAMBER,
October 24, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed, substitute for,

H. M. 8.—Asking an appropriation to erect a Custom House at Port Townsend, W. T.

And the same is herewith returned.

C. B. 26.—An act for the relief of J. C. Horr and others.

And the same is herewith transmitted for concurrent action, and substitute.

H. M. 6.—Praying for the establishment of a military post at Spokane Falls, in Stevens county, W. T.

And the same herewith returned. Also there has been introduced,

C. B. 49.—An act to equalize the fees of the Clerks of the District and Probate Courts, County Auditors and Notaries Public.

T. B. MERRY,
Chief Clerk.

On motion of Mr. Daniels,

The clerk was instructed to inform the Council forthwith of the introduction of

H. B. 88.—An act prescribing the number of members composing the Legislature of the Territory of Washington.

Mr. Ringer moved that the clerk be instructed to insert the enacting clause in

H. B. 82.—An act to amend an act entitled an act relating to trials and motions. Approved January 22, 1873.

Motion carried.

On motion of Mr. Ring,

Mr. Ward was excused from attending until to-morrow morning on account of sickness in his family.

Mr. Chinn introduced,

H. B. 91.—An act for the relief of John E. Hicks.

Read first time.

On motion of Mr. Chinn,

Rules were suspended, and the read second time by title.

On motion of Mr. Mack,

The bill was referred to committee on Ways, Means and Claims.

Mr. Chinn introduced,

H. B. 92.—An act for the relief of W. E. Taylor.

Read first time.

On motion of Mr. Chinn,

Rules were suspended, and the read second time by title.

On motion of Mr. Daniels,

The bill was referred to committee on Ways, Means and Claims.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 25, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that

H. B. 82.—An act to amend an act entitled an act relating to weights and measures. Approved January 29, 1863.

Has passed your Honorable Body without an enacting clause, and deeming it manifestly improper that a clerk of another branch of the Legislative Assembly should insert one, the bill is herewith returned for that purpose.

Also that the Council has concurred in the House amendment to

C. B. 8.—An act adopting the Common Law of England.

T. B. MERRY,
Chief Clerk.

Mr. Korter gave the following notice:

I hereby give five days' notice, that I will introduce a bill to change the name of Henrich Ernest August Pershein to that of Harry Benson.

Mr. Long introduced,

H. B. 88.—An act repealing an act entitled an act regulating the publication of legal notices.

Bill read first time.

On motion of Mr. Long,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

Mr. La Du moved that

C. B. 17.—An act in relation to the duties of the Territorial Librarian.

Be taken from the table.

Motion carried.

On motion, the rules were suspended and the bill read third time now.

Mr La Du moved that the vote whereby the bill was passed to its third reading, be reconsidered.

Motion carried.

Mr. La Du moved to amend by striking out the word "approval" in section 1, line 6, and insert the word "passage". Also, by striking out the words "approval by the Governor," in section 5, line 3, and inserting the word "passage."

Amendment adopted.

On motion of Mr. La Du,

The clerk was instructed to incorporate the amendments in the bill.

Mr. McReavy moved to lay the bill on the table, to be taken up at three o'clock this afternoon.

Motion carried.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

On motion the report of the committee on enrolled bills was received.

The report of the committee on Ways, Means and Claims, reporting back:

H. B. 54.—An act to enable the Territorial Auditor to make just and equitable settlement between the Territory and the several counties therein.

Was, on motion, received,

On motion of Mr. Whitson,

The rules were suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Foster, Horr, Kelly, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Those voting in the negative were:

Messrs. Atkinson, Ebey and Korter.—3.

Bill passed and title agreed to.

The report of committee on Agriculture, reporting back,

H. B. 73.—An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869.

Was, *on motion, received.*

On motion of Mr. Horr,

Rules were suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Those voting in the negative were:

Messrs. Daniels and Miller.—2.

Bill passed and title agreed to.

The report of committee on Agriculture, reporting back,

H. B. 75.—An act to improve certain kinds of live-stock.

Was, on motion, received.

On motion of Mr. Chipman,

Rules were suspended and bill read third time by title.

Mr. Atkinson moved to reconsider the vote whereby the bill passed to its third reading.

Motion carried.

Mr. Warman moved to amend by striking out the word "bull."

Amendment adopted.

Mr. Horr moved to lay the bill on the table.

Motion carried.

The report of the committee on Agriculture, reporting back:

H. B. 42.—An act to repeal an act to regulate the running of sheep at large in San Juan county. Approved Nov. 12, 1875.

Was, on motion, received.

On motion of Mr. Atkinson,

Rules were suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

The report of the committee on Judiciary, reporting back,

C. B. 39.—An act in relation to Notaries Public.

Was, on motion, received.

On motion of Mr. Daniels,

Rules were suspended and bill read a third time, now.

On motion of Mr. Stiles,

House took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warbass, Warman, Whitney and Mr. Speaker.—23.

Absent.—Messrs. Miller, Ringer, and Whitson.—3.

The Speaker gave notice that he was about to sign the following bills:

H. B. 37.—An act to locate a Territorial Road from Dayton, Columbia County, to Palouse City in Whitman County.

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

H. B. 36.—An act to encourage planting and growing timber in Whitman and Stevens Counties, W. T.

H. B. 70.—An act to repeal an act authorizing the County Commissioners of Clarke county to levy a tax for school purposes.

H. J. R. 10.—Relative to a joint committee to inquire into the expenditure of $1,500 appropriated to the Territorial University.

H. M. 1.—Relative to extension of time of completing the Northern Pacific Railroad.

Mr. Stiles moved to reconsider the vote whereby,

H. B. 39.—An act requiring County Commissioners to furnish statistical reports of resources of Counties,

Passed to its third reading.

Motion carried.

Mr. Stiles moved to amend the bill by striking out the word "five" in line 3, of section 3, and inserting the word "one" in its place.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Barnes, Davis and Stiles.—3.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Amendment lost.

Mr. La Du moved to lay the bill on the table subject to the order of the House.

Motion carried.

The report of the committee on Judiciary, reporting back,

H. B. 76.—An act to amend an act entitled an act in relation to attorneys and counsellors-at-law. Passed Jan. 24, 1863.

Was, on motion, received.

Mr. Korter moved to lay the bill on the table.

Motion lost.

The report of the committee on Judiciary, reporting back,

H. B. 10.—An act to amend an act entitled an act to provide for the assessing and collecting County and Territorial revenue. Approved Nov. 12, 1875.

Was, on motion, received and amendment adopted.

On motion of Mr. McReavy,

Rules were suspended, bill considered engrossed and read the third time now.

Mr. Miller in the chair.

Mr. Whitson moved to lay the bill on the table subject to the order of the House.

Motion carried.

H. B. 17.—An act in relation to the duties of Territorial Librarian.

Was taken from the table.

Mr. McReavy moved that a committee of conference, con-

sisting of three on the part of the House, and two on the part of the Council, be appointed to consider this bill.

Motion carried.

The Speaker appointed as such committee, Messrs. McReavy, Whitson and McDonnell.

On motion of Mr. McReavy,

The Clerk was instructed to inform the Council forthwith of the action of the House.

The report of the committee on Privileges and Elections, reporting back,

H. B. 85.—An act prescribing the number of members composing the Legislative Assembly of the Territory of Washington.

Was, on motion, received.

On motion of Mr. Foster,

Rules were suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, and Whitson.—25.

Bill passed and title agreed to.

The report of the committee on Commerce and Fisheries, reporting back, by substitute for,

H. B. 66.—An act to amend an act entitled an act to provide pilots for the Straits of Juan de Fuca, in Washington Territory. Approved Jan. 30, 1868.

Was, on motion, received with substitute for the bill.

Substitute to bill read first time.

On motion of Mr. Horr,

Rules were suspended and the bill read the third time by title now.

The question being, "shall the bill pass?" went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —26.

Bill passed and title agreed to.

The Speaker in the chair.

The following message from the Council by their Clerk, was read:

COUNCIL CHAMBER,
October 25, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed,

H. B. 36.—An act to encourage planting and growing timber in Whitman and Stevens counties, W. T.

H. B. 38.—An act to amend an act entitled an act in relation to discharging ballast.

H. B. 37.—An act to locate a Territorial road from Dayton, Columbia county, to Palouse City, in Whitman county.

H. B. 70.—An act to repeal an act authorizing the County Commissioners of Clarke county to levy a tax for school purposes.

H. J. R. 10.—Relative to a joint committee to inquire into the expenditure of $1,500 appropriated for the Territorial University.

H. M. 1.—In relation to extension of time for building the Northern Pacific Rail Road.

H. B. 7.—An act creating and conferring jurisdiction upon the district court of the county of Columbia.

And the same is herewith returned for your signature.

T. B. MERRY,
Chief Clerk.

The report of the Special committee, to whom was referred,

C. B. 27.—An act to provide for the appointment of a County Assessor for the county of Pierce and defining his duties.

Was, on motion, adopted with amendment.

On motion of Mr. McReavy,

The bill was considered engrossed and read the third time.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—24.

Bill passed and title agreed to.

The report of the committee of Conference on

H. B. 35.—An act defining the rights of jurors in Washington Territory.

Was, on motion, received, and amendment of the Council concurred in.

Mr. Ringer asked that the committee be granted until tomorrow before reporting on

H. J. R. 10.—Relative to the Joint Committee to inquire into the expenditure of $1,500 appropriated by the Territorial University.

On motion, further time was granted.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. B. 26.—An act for the relief of J. C. Horr and others. Bill read first time.

On motion, the rules were suspended and bill read a second time, now by title,

On motion of Mr. Miller,

The bill was referred to committee on Ways, Means and Claims,

Mr. McReavy moved that 60 copies be ordered printed.

Motion carried.

Mr. Tibbetts presented the following letter, which was read:

PORTLAND, Ogn., *Oct.* 22, 1878.

HON. JOSEPH FOSTER, OR GEO. W. TIBBETTS,

Gentlemen:—Will you please present the enclosed petition to your Honorable House.

Perhaps you will kindly say in public assembly, that the sub-committee of the Board of trade, consisting of J. N. Cook, J. G. Megler, Capt. West and John Adair, all cannerymen, will wait upon your Body on Friday morning in reference to Salmon Protection Legislation, and I trust you will receive them.

Yours Respectfully, WILLIAM REID.

Mr. La Du moved that a committee of three be appointed to wait upon these gentlemen tomorrow and invite them within the bar.

Motion carried.

The Speaker appointed as such committee Messrs. La Du, Tibbetts and Foster.

On motion of Mr. Atkinson,

The House adjourned until 10 o'clock tomorrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Friday, October 26, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—25.

Absent—Messrs. Stiles, and Warbass.—2.

Prayer by Rev. J. R. Thompson, acting as Chaplain.

Journal of yesterday read and approved.

The Speaker appointed as joint committee on part of the House on

C. J. R. 10.—Relative to printing 5,000 copies of the Centennial Address delivered by Hon. Elwood Evans,

The standing committee on Printing, Messrs. Whitney, Long and Ringer; Mr. Ringer being appointed in place of Mr. Gregory, who is, on account of sickness, unable to be present.

Mr. Miller introduced the following preamble and resolution.

WHEREAS, There are but few bills referred to the committee on engrossed bills, and thereby the time of the engrossing clerk but little occupied in that duty.

Resolved, That in addition to the duties of Engrossing clerk that the said clerk discharge the duties of a Journal clerk and transcribe the proceedings of the House into the journal, under the supervision of the chief clerk of the House.

On motion, the preamble and resolution was adopted.

REPORTS OF STANDING COMMITTEES.

Mr. Chipman, from the committee on Agriculture, submitted the following:

MR. SPEAKER—

Your committee on Agriculture, to whom was referred,

C. B. 13.—An act to amend an act entitled an act to authorize the construction of ditches, drains or water-courses, made and approved Nov. 12, 1875.

Have had the same under consideration and report the same back with recommendation that it do pass.

JOHN CHIPMAN,
Chairman.

Mr. Miller, from the committee on Enrolled Bills, reported back the following bills as correctly enrolled, which the Speaker gave notice that he was going to sign:

H. B. 6.—An act defining the term month.

H. B. 11.—An act to authorize the County Commissioners of the Counties of Yakima, Whitman, Stevens, Walla Walla, Columbia, Klickitat and Skamania, to offer bounty for the scalps of squirrels, rabbits and sage-rats.

H. B. 25.—Authorizing County Commissioners of Stevens county to levy a tax for bridge purposes.

H. J. R. 13.—Relative to extending invitation on excursion to visit public institutions.

H. B. 64.—An act to repeal an act entitled an act to regulate the collection and disbursement of road and road poll-tax in King county, W. T.

H. B. 45.—An act to change the name of Menzel Holpeck to that of William Holbrook.

A. S. MILLER,
Chairman.

Mr. Daniels from the committee on Judiciary submitted the following:

MR. SPEAKER—

Your Committee on Judiciary to whom was referred,

H. B. 26.—An act to amend an act entitled an act prescribing the qualifications of Notaries Public. Approved Nov. 11, 1875.

Have had the same under consideration and report the same back without recommendation.

W. BYRON DANIELS,
Chairman.

Mr. Andrews, from the committee on Military Affairs, submitted the following:

MR. SPEAKER—

Your committee on Military Affairs, to whom was referred,

C. B. 48.—An act in relation to Commissioners of Deeds.

Have had the same under consideration and report the same back with a recommendation that it do pass.

L. L. ANDREWS,
Chairman.

Mr. McDonnell from the committee on Counties submitted the following:

MR. SPEAKER—

Your committee on Counties, to whom was referred,

H. B. 65.—An act to provide for the protection of deer, moose or elk.

Have had the same under consideration and report the same back with a substitute and recommend the passage of the substitute. Also

H. B. 80.—An act regulating the receiving of county warrants for payment of county taxes.

Have had the same under consideration and report the same back without recommendation.

Substitute for

C. B. 30.—An act to provide for the election of justices of the peace in case of vacancies.

Have had the same under consideration and report the same back with recommendation that said substitute do pass.

EDWARD MCDONNELL,
Chairman.

Mr. Whitney, from committee on Education submitted the following:

MR. SPEAKER—

Your committee on Education, to whom was referred,

H. B. 84.—An act to abolish the office of Territorial Superintendent of Common Schools.

Have had the same under consideration and report the same back with the following amendment: In section 3, strike out the words "from and after its passage" and insert the words "from and after the 22nd day of November A. D. 1877," and recommend that it do not pass. Also,

H. B. 57.—An act to provide a system for Common Schools.

Have had the same under consideration and now beg leave to inform the House that the bill has been amended in many essential particulars since the same was originally printed. That the present draft of the bill as amended is endorsed unanimously by the committee and in their opinion it should be printed. Your committee therefore respectfully recommend that its chairman may be ordered to have one hundred and fifty copies of the bill printed.

A. WHITNEY,
Chairman.

Mr. McReavy, from committee on Corporations, submitted the following:

MR. SPEAKER—

Your committee on Corporations, to whom was referred,

H. B. 79.—An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

Have had the same under consideration and report the recommendation that the bill do pass.

H. B. 51.—An act to provide for the observance of Sunday in Walla Walla county, W. T.

H. B. 47.—An act in relation to Foreign Corporations holding property and doing business in the Territory of Washington. Also,

C. B. 42.—Substitute for,

H. B. 24.—An act to repeal an act entitled an act to incorporate the town of Tumwater.

Report the same back and recommend their passage.

H. B. 46.—An act to authorize the construction of a wharf to deep water in the town of Olympia, Thurston county, W. T.

Have had the same under consideration. While aware the Legislature of the Territory of Washington have not the power to authorize the construction of said wharf, do recommend its passage with the following amendment: Strike out in the third line of section 4, fifteen and insert five. We your committee think Congress will ratify the passage of this act. Also

Resolution from the City Council of Vancouver, praying for the enactment of a uniform License Law for all incorporated towns and cities in W. T.

Have considered the same and report the same back stating that the committee have no objections to the petition presented

by the Hon. member from Clarke, and would have no objection to recommend the passage of the bill if drawn by the Hon. gentleman in accordance with the resolution.

JOHN MCREAVY,
Chairman,

Mr. McReavy, from the committee on Conference, submitted the following:

MR. SPEAKER—

Your committee on Conference, on part of the House, to whom was referred,

C. B. 17.—An act in relation to the interests of Territorial Librarian.

Have had the same under consideration and report the same back with substitute and recommend the passage of the substitute.

EDWARD WHITSON,
JOHN MCREAVY,
ED. MCDONNELL,
Committee on Conference.

PROPOSITIONS AND MOTIONS.

Mr. Whitson introduced,

H. B. 89.—An act appropriating money for the construction of a wagon road across the Cascade Mountains.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read second time, by title.

On motion of Mr. Horr,

The bill was referred to committee on Roads and Highways.

Mr. Miller moved that 100 copies be printed,

Motion carried.

Mr. Ebey introduced,

H. B. 90.—An act defining the boundary between the county of Island and the counties of San Juan, Whatcom and Snohomish.

Bill read first time.

On motion of Mr. Ebey,

Rules were suspended and bill read second time by title.

On motion of Mr. Warbass,

The bill was referred to committee on Counties.

Mr. Warman introduced,

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Commerce and Fisheries.

Mr. Daniels moved that 100 copies be printed.

Motion carried.

Mr. Ward moved that 50 copies be printed of

H. B. 69.—An act to provide for the confinement of Territorial convicts.

Motion carried.

On leave, Mr. Ringer presented a petition from citizens of Whitman county, asking for an act incorporating the Palouse river Improvement company of Whitman county, W. T.

Mr. Da Du introduced,

H. B. 92.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Judiciary.

Mr. Warman moved that 50 copies be printed.

Motion carried.

Mr. Warman presented a petition from citizens of Chehalis county, relative to female superintendent of common schools.

On motion of Mr. Horr,

The petition was referred to committee on Education, with instructions to report a bill touching this matter.

ENGROSSED BILLS READ THIRD TIME.

H. B. 76.—An act to amend an act entitled an act in relation to Attorneys and Councellors at Law. Passed Jan. 24, 1863.

Mr. La Du moved to amend the bill to make it read "all white male citizens of the United States" whenever it shall apply in the bill.

Mr. Ringer moved an amendment to the amendment, leave out the word "white," so as to read, "all male citizens of the United States."

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messsrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Foster, Korter, Long, Martin, McDonnell, Percival, Ringer, and Whitson.—14.

Those voting in the negative were:

Messrs. Daniels, Horr, Kelly, La Du, McReavy, Miller, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, and Mr. Speaker—13.

Amendment to amendment adopted.

The question recurring upon the adoption of the amendment as amended,

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Foster, Long, Martin, McDonnell, Miller, Percival, Ringer, and Whitson.—14.

Those voting in the negative were:

Messrs. Daniels, Horr, Kelly, Korter, La Du, McReavy, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, and Mr. Speaker.—13.

Amendment adopted, and the bill read the third time as amended.

Mr. Horr moved to lay the bill on the table until 3 P. M.

Motion lost.

Mr. McReavy moved to lay the bill on the table until tomorrow morning at 10 o'clock.

Motion lost.

Mr. Korter moved to adjourn until 2 o'clock P. M.

Motion lost.

The question recurring on the final passage of the bill, it went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Korter, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, and Whitson.—20.

Those voting in the negative were:

Messrs. Horr, Kelly, La Du, Long, Martin, Ward and Mr. Speaker.—7.

Bill passed and title agreed to.

On leave, Mr. Ringer from special committee appointed to inquire into the expenditure of $1,500 appropriated for the Territorial University, submitted the following report:

MR. SPEAKER—

Your committee on the part of the House as a part of the joint committee appointed to inquire if the law making $1,500 appropriation, for the purpose of repairing the Territorial University had been complied with, beg leave to report that they have had the same under consideration and respectfully report that no additional deeds have been made as seems to have been the design of the act making the appropriation. But from a written opinion rendered by Chief Justice Lewis the deeds *now on record* convey the title in fee to the Territory, which would render unnecessary any additional conveyance. Your committee would further report that after examining the work done on the University buildings and the vouchers for same on file in the office of the Territorial Auditor are of the opinion that said appropriation has been judiciously expended by the Board of Regents of said institution.

L. M. RINGER,
Chairman Committee on Part of House.

On motion of Mr. Korter,

The House took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warman, Whitney and Whitson and Mr. Speaker.—25.

Absent.—Messrs. Foster, and Warbass.—2.

BILLS, REPORTS AND OTHER BUSINESS LYING ON TABLE.

The report of the committee on Enrolled Bills,

Was, on motion, received.

The report of the committee on Agriculture, reporting back,

C. B. 13.—An act to amend an act entitled an act to authorize the construction of ditches, drains or water-courses, made and approved Nov. 12, 1875.

Was, on motion, received.

The report of the committee on Judiciary, reporting back,

H. B. 26.—An act to amend an act entitled an act prescribing the qualifications of Notaries Public. Approved Nov. 11, 1875.

Was, on motion, received.

On motion of Mr. Daniels,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Horr, Korter, La Du, Long, Martin, McDonnell, Percival, Ringer, Ward, Warman, Whitney, Whitson and Mr. Speaker.—19.

Those voting in the negative were:

Messrs. Daniels, Kelly, McReavy, Miller, Stiles and Tibbetts.—6.

Bill passed and title agreed to.

Mr. Whitson moved to reconsider the vote whereby

C. B. 26.—An act for the relief of J. C. Horr and others.

Was passed.

Motion lost.

The report of the committee on Military Affairs, reporting back,

C. B. 48.—An act in relation to Commissioners of Deeds.

Was, on motion, received.

On motion, the rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, La Du, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—21.

Those voting in the negative were:

Messrs. Chipman, Horr, Kelly, Korter, Long, and Miller.—6.

Bill passed and title agreed to.

The following message from the Council by their clerk, was read:

COUNCIL CHAMBER,
October 25, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced in the Council,

C. B. 51.—An act to amend an act entitled an act relative to Crimes and Punishments and proceedings in criminal cases. Approved Nov. 7, 1873.

Also that the Council has passed

H. M. 7.—Relative to establishing a land office in Yakima City, W. T.

Also that the President has appointed Messrs. Kuhn and Ferguson as committee on the part of the Council to confer with House committee as to

H. J. R. 11.—Providing for the removal of the Territorial Library to the Capitol building and providing for listing and indexing the library.

Also that the Council has introduced and passed

C. B. 56,—An act in relation to the collection of Licenses in the cities of Tacoma and Steilacoom.

And the same is herewith transmitted, requesting concurrent action.

T. B. MERRY,
Chief Clerk.

The following message from the Council by their clerk, was read:

COUNCIL CHAMBER,
October 26, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced in the Council,

C. B. 52.—An act to amend an act entitled an act relating to justices of the peace and to their practice and jurisdiction. Approved Nov. 13, 1873.

C. B. 53.—An act to provide for the purchase of the reports of the decisions of the Supreme Court of Washington Territory, and respecting the custody and distribution of the same.

C. B. 54.—An act to protect persons selling spirituous, malt or fermented liquors, from misrepresentations of minors as respects their ages.

C. B. 55.—An act to make the Territorial Treasurer, *ex officio* Territorial Librarian.

C. B. 56.—An act in relation to the collection of Licenses in the cities of Tacoma and Steilacoom.

C. B. 57.—An act to provide for calling a convention to frame a Constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

T. B. MERRY,
Chief Clerk.

On leave, Mr. Miller introduced,

H. B. 93.—An act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

Bill read first time.

On motion of Mr. Miller,

Rules were suspended and bill read second time by title.

Mr. Daniels moved to refer the bill to committee on Ways, Means and Claims.

Motion carried.

Mr. Horr in the chair.

On leave, Mr. Newland introduced,

H. B. 94.—An act to provide for indigent, mute and blind persons in Washington Territory.

Bill read first time.

On motion of Mr. Newland,

Rules were suspended and bill read second time by title.

On motion of Mr. Newland,

The bill was referred to committee on Hospital for Insane.

C. B. 39.—An act in relation to Notaries Public.

On motion, rules were suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels. Ebey, Foster, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—24.

Those voting in the negative were:

Messrs. Barnes, Davis and Horr.—3.

Bill passed and title agreed to.

The report of the committee on Counties, reporting back,

Substitute for,

H. B. 65.—An act to provide for the protection of deer, moose or elk, in the counties of Jefferson, Clallam, Island and San Juan.

Was, on motion, received, and bill read first time.

On motion of Mr. Korter,

Rules were suspended and bill read second time, by title.

On motion of Mr Warbass,

The bill was referred to committee on Counties.

The report of the committee on Counties reporting back,

H. B. 80.—An act regulating the receiving of county warrants for payment of county taxes.

Was, on motion, received.

On motion, the bill was laid on the table.

The report of the committee on Counties, reporting back,

C. B. 45.—Substitute for

C. B. 30.—An act to provide for the election of Justices of the Peace, in case of vacancy.

Was, on motion, received.

On motion of Mr. Ringer,

The rules were suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Korter, Kelly, La Du, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney and Whitson.—21.

Those voting in the negative were:

Messrs. Chipman, Horr, Korter, Long, Miller and Mr. Speaker.—6.

Bill passed and title agreed to.

Mr. Speaker in the chair.

The report of the committee on Education reporting back,

H. B. 84.—An act to abolish the office of Territorial Superintendent of common schools.

Was, on motion, adopted.

On motion of Mr. Horr,

The rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Ebey, Foster, Korter, Martin, and Miller.—6.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Horr, Kelly, La Du, Long, McDonnell, McReavy, Percival, Ringer,

Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—21.

House refused to pass the bill.

The report of the committee on Education, reporting back,

H. B. 57.—An act to provide a system of common schools.

Was, on motion, received.

Mr. Daniels moved that 150 copies be printed.

Motion carried.

The report of the committee on Corporations reporting back,

H. B. 47.—An act in relation to Foreign Corporations, holding property and doing business in the Territory of Washington.

Was, on motion, received.

On motion, the rules were suspended and bill read third time now.

Mr. Whitson moved to lay the bill on the table subject to the order of the House.

Motion carried.

The report of the same committee on

C. B. 42.—Substitute for,

H. B. 24.—An act to repeal an act entitled an act to incorporate the town of Tumwater.

Was, on motion, received, and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—24.

Bill passed and title agreed to.

The report of the same committee on

H. B. 51.—An act to provide for the observance of Sunday in Walla Walla county, W. T.

Was, on motion, received.

Mr. McDonnell moved to amend the bill by adding Columbia county.

Amendment adopted.

Mr. Barnes moved to further amend by adding Whitman county.

Amendment adopted.

Mr. McReavy moved that the bill be referred to a special committee of Representatives from Walla Walla, Columbia, Whitman and Stevens counties.

Motion carried.

Mr. Warbass moved that Prosecuting Attorney Bloomfield be invited within the bar and explain his views on

H. B. 51.—An act to provide for the observance of Sunday in Walla Walla county.

Motion carried, and Mr. Bloomfield was invited within the bar on the provision of the bill, and addressed the House.

The report of the committee of conference on

H. B. 95.—Substitute for

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial Library to the Capitol building.

Was, on motion, received, and the substitute to the bill read first time.

On motion of Mr. McReavy,

Rules were suspended and bill read second time, by title.

On motion of Mr. McReavy,

Rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Davis, Ebey, Horr, Kelly, Korter, Martin, McDonnell, McReavy, Miller, Ringer, Stiles, Warman and Whitson.—16.

Those voting in the negative were:

Messrs. Atkinson, Daniels, Foster, La Du, Long, Percival, Tibbetts, Ward, Warbass, Whitney and Mr. Speaker.—11.

Bill passed and title agreed to.

On motion, the House adjourned.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Saturday, October 27, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Korter, La Du, McDonnell, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—20.

Absent—Messrs. Atkinson, Kelly, Long, Martin, McReavy, Miller, and Percival.—7.

Prayer by Rev. J. R. Thompson, acting as Chaplain.

Journal of yesterday read and approved.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. B. 56.—An act in relation to the collection of Licenses in the cities of Tacoma and Steilacoom.

Bill read first time.

On motion of Mr. Kelly,

Rules were suspended and bill read second time, by title.

On motion of Mr. Horr,

Rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Bill passed and title agreed to.

C. B. 19.—An act to apportion the Legislative Assembly.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time, by title.

Mr. McReavy moved to refer the bill to a special committee of five.

Motion carried.

The Speaker appointed as such committee, Messrs. McReavy, Percival, Martin, La Du and Warbass.

REPORTS OF STANDING COMMITTEES.

Mr. Miller from the committee on Enrolled Bills submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills, to whom was referred,

H. M. 6.—Praying for the establishment of a military post at Spokane Falls.

H. M. 8.—Asking an appropriation to erect a Custom House at Port Townsend, W. T.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER,
Chairman.

Report received.

Mr. Whitson from the committee on Ways, Means and Claims, submitted the following:

MR. SPEAKER—

Your Committee on Ways, Means and Claims to whom was referred,

H. B. 52.—Entitled an act to amend an act entitled an act to regulate fees and costs. Approved Nov. 25, 1869.

H. B. 87.—An act for the relief of W. H. Taylor.

Have had the same under consideration and report the same back with the recommendation that they do not pass.

H. B. 30.—Entitled an act for the relief of the Board of Trustees of Tacoma Lodge No. 4, I. O. G. T.

Have had the same under consideration and report the same back with the recommendation that wherever the words three hundred and sixty appear they be stricken out and the words three hundred be inserted; with amendment we recommend that the bill do pass.

EDWARD WHITSON,
Chairman.

Mr. Atkinson from the committee on Memorials and Federal Relations submitted the following:

MR. SPEAKER—

Your committee on Memorials and Federal Relations, to whom was referred,

H. M. 9.—Relative to the establishment of a land office at Port Townsend, W. T.

Have had the same under consideration and report the same back with recommendation that it do pass.

J. M. E. ATKINSON,
Chairman.

Mr. Chipman from the committee on Agriculture, submitted the following:

MR. SPEAKER—

Your committee on Agriculture, to whom was referred,

H. B. 71.—An act to repeal an act entitled an act to regulate sale of eggs by weight.

Have had the same under consideration and report the same back with the following amendment or substitute, recommend that it do pass.

JOHN CHIPMAN,
Chairman.

Mr. Daniels from the committee on Judiciary submitted the following:

MR. SPEAKER—

Your committee on Judiciary, to whom was referred,

C. B. 18.—An act to provide for a short hand reporter for District Courts.

Have had the same under consideration and report the same back and recommend its passage with the following amendment:

That section 6 be amended to read as follows:

"In all civil cases the Judge shall order the evidence to be taken and reported in short hand upon the demand of either party to the suit if the reporters be present."

After the word "paid" in the sixth line of Section 8 of the engrossed bill insert the words "in the first instance."

After the word "or," in the eighth line of Sec. 8, insert the words, "in like instance."

After the word "taxed," in the fourteenth line of Sec. 8, insert the words, "in all cases against either or both parties or in such proportions against both as the court shall deem equitable."

W. BYRON DANIELS,
Chairman.

The following message from the Council by their clerk, was read:

COUNCIL CHAMBER,
October 26, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed the following bills:

H. B. 6.—An act in relation to Computation of time.

H. B. 11.—An act authorizing the County Commissioners of the several counties of this Territory, to offer bounty for the scalps of rabbits, and sage-rats.

H. B. 25.—An act to authorize the county commissioners of Stevens county to levy a special tax for bridge purposes.

H. B. 45.—An act to change the name of Menzel Holpeck to that of William Holbrook.

H. B. 64.—An act to repeal an act entitled an act to regulate the collection and disbursement of Roal and Road Pall Tax in King county. Approved Nov. 12, 1875. And

H. J. R. 13.—Relative to extending invitation on excursion to visit public institutions.

And that the Council has passed

C. B. 19.—Act to apportion the Legislative Assembly.

And herewith transmit the same requesting concurrent action on the part of the House.

T. B. MERRY,
Chief Clerk.

The Speaker gave notice that he was about to sign the following memorials:

H. M. 6.—Praying for the establishment of a military post at Spokane Falls in Stevens county.

H. M. 8.—Asking an appropriation to erect a Custom House at Port Townsend, the port of entry for the Puget Sound District.

Mr. La Du, from the committee appointed to wait upon the Portland Board of Trade, asked for further time, which was granted.

PROPOSITIONS AND MOTIONS.

Mr. Ward introduced,

H. M. 10.—Relative to authority being given the resident Inspector of Customs residing on San Juan Island to enter and clear vessels.

Memorial read first time.

On motion of Mr. Atkinson,

Rules were suspended and memorial read second time by title.

On motion of Mr. Horr,

Rules were further suspended and the memorial read the third time by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Memorial passed.

Mr. Atkinson introduced,

H. B. 96.—An act to amend an act to better provide for the maintenance of common schools in the county of Jefferson. Approved Oct. 20, 1875.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read second time by title.

On motion of Mr. Atkinson,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

Mr. Horr moved that the committee on Privileges and Elections be instructed to draw up an election bill.

Motion lost.

Mr. Horr introduced,

H. B. 97.—An act appropriating funds for expenses of office of the Board of Immigration.

Bill read first time,

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Ways, Means and Claims.

Mr. Chipman introduced,

H. B. 98.—An act to repeal an act entitled an act to prohibit the owners of Hogs in certain counties from permitting the same to run at large.

Bill read first time.

On motion of Mr. Chipman,

Rules were suspended and bill read second time, by title.

On motion of Mr. Horr,

The bill was referred to committee on counties.

Mr. Warbass introduced,

H. B. 99.—An act relating to road districts in San Juan county.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read second time, by title.

On motion of Mr. Warbass,

The rules were further suspended and bill read third time, now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Bill passed and title agreed to.

Mr. Warbass introduced,

H. B. 100.—An act defining districts in San Juan county for the election of County Commissioners.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read a second time by title.

On motion of Mr. Warbass,

Rules were further suspended and the bill read the third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Bill passed and title agreed to.

Mr. Whitney introduced,

H. B. 101.—An act to authorize the Territorial Auditor to contract for printing and binding the biennial reports of the Territorial Auditor and Treasurer.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time, by title.

On motion of Mr. Whitson,

The bill was referred to committee on Printing.

THE ORDERS OF THE DAY.

Mr. Whitson moved to lay on the table subject to the order of the House,

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners and defining their duties. Approved Dec. 1, 1869.

Motion carried.

Message from the Governor by his Secretary:

HOUSE OF REPRESENTATIVES, EXECUTIVE DEPARTMENT,
OLYMPIA, *October* 27, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

I have the honor to inform you that I have this day approved and signed the following:

An act to repeal an act entitled an act to provide for the election of county commissioners of Jefferson county by districts. Approved Nov. 12, 1875.

E. P. FERRY,
Governor.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. B. 13.—An act to amend an act entitled an act to authorize the construction of ditches, drains or water-courses, made and approved Nov. 12, 1875.

Mr. La Du moved to amend by adding Sec. 4.

Amendment adopted.

On motion of Mr. Horr,

Rules were suspended and bill read third time as amended.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

On motion, the House adjourned.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Kelly, Korter, Long, Martin, McDonnell,

McReavy, Miller, Percival, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Absent.—Messrs. Foster, La Du, Ringer, and Ward.—4.

ENGROSSED BILLS READ THIRD TIME.

H. B. 79.—An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

Mr. Horr moved to amend by striking out all after the enacting clause in Sec. 1.

Amendment adopted.

Mr. Horr moved to add the enacting clause to Sec. 2, and that the sections be renumbered.

Motion carried.

Mr. Ringer moved to amend by inserting the word "prairie" after the word "forest" in line 1, Sec. 1.

Amendment adopted.

The following amendments were submitted and adopted:

To strike out the words "or third" in line 3, Sec 4, and insert the word "or" between the words "first and second" of same line; in Sec. 6, strike out words "and third" in line 3, and insert word "or" between first and second, in same line; in same section, line 4, strike out word "fourth" and insert the word "third;" in line 6, strike out word "sixth" and insert word "fifth."

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Bill passed and title agreed to.

H. B. 46.—An act to authorize the construction of a wharf to deep water in the town of Olympia, Thurston county.

Mr. Horr moved to lay the bill on the table subject to the order of the House.

Motion carried.

On leave, Mr. Horr introduced,

H. B. 102.—An act for the relief of Puget Sound Navigation Company.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time, by title.

Mr. Ringer moved to further suspend the rules, and that the bill go to its third reading now.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Davis, Foster, Horr,

Kelly, Korter, Long, Martin, McReavy, Miller, Percival, Ringer, Ward, Warman, Whitney, and Mr. Speaker.—18.

Those voting in the negative were:

Messrs. Andrews, Daniels, Ebey, La Du, McDonnell, Stiles, Tibbetts, Warbass, and Whitson.—9.

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Horr, Kelly, Korter, Martin, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker. —19.

Those voting in the negative were:

Messrs. Andrews, Daniels, Davis, Ebey, Foster, La Du, Long, and McDonnell.—8.

Bill passed and title agreed to.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Ways, Means and Claims, reporting back:

H. B. 52.—An act to amend an act entitled an act to regulate fees and costs. Approved Nov. 25, 1869.

Was, on motion, adopted.

Mr. Ringer moved to lay the bill on the table.

Motion carried.

The report of the same committee reporting back,

H. B. 87.—An act for the relief of W. H. Taylor.

Was, on motion, adopted.

Mr. Horr moved to lay the bill on the table.

Motion carried.

The report of the same committee reporting back,

H. B. 30.—An act for the relief of the Board of Trustees of Tacoma Lodge, No. 4, I. O. G. T.

Was, on motion, adopted with amendments.

Mr. Kelly moved to lay the bill on the table subject to the order of the House.

Motion carried.

The report of the committee on Memorials and Federal Relations, reporting back,

H. M. 9.—Relative to the establishment of a Land Office at Port Townsend, W. T.

Was, on motion, adopted.

On motion of Mr. Stiles,

The rules were suspended and the memorial read the third time now.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Memorial passed.

The following message from the Council by their clerk, was read:

COUNCIL CHAMBER,
October 27, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President of the Council has signed,

H. M. 6.—Praying for the establishment of a military post at Spokane Falls.

H. M. 8.—Asking for an appropriation to erect a Custom House at Port Townsend—the port of entry for the Puget Sound District.

Also the Council has passed with amendment,

H. B. 2.—An act to amere an act entitled an act to regulate the practice and proceedings in civil actions for the Territory of Washington.

And concurrent action asked in the amendment.

Also has passed,

C. B. 55.—An act to make the Territorial Treasurer, *ex officio* Territorial Librarian.

And herewith the same is transmitted to the House for concurrent action.

T. B. MERRY,
Chief Clerk.

The report of the committee on Agriculture reporting back,

Substitute for,

H. B. 71.—An act to repeal an act entitled an act to regulate the sale of eggs by weight. Approved Nov. 12, 1875.

Was, on motion, adopted.

Mr. Korter moved to lay the bill on the table.

Motion lost.

On motion of Mr. Horr,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messsrs. Atkinson, Barnes, Chipman, Davis, Horr, Long, Martin, McDonnell, Percival, Ward, Warman and Whitson.—12.

Those voting in the negative were:

Messrs. Andrews, Daniels, Ebey, Foster, Kelly, Korter, La Du, McReavy, Miller, Ringer, Stiles, Tibbetts, Warbass, Whitney, and Mr. Speaker.—15.

House refused to pass the bill.

On motion of Mr. La Du,

The Sergeant-at-Arms was instructed to provide chairs within the bar for the members of the Portland Board of Trade, who were present.

Mr. La Du escorted the gentlemen to the seats provided inside the bar.

The report of the committee on Judiciary, reporting back,

C. B. 18.—An act to provide for a short hand reporter for District Courts.

Was, on motion, adopted with amendments and the Clerk was instructed to incorporate the amendments in the bill.

On motion of Mr. Daniels,

The rules were suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Ebey, Foster, Horr, Kelly, La Du, Long, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Barnes, Davis, Korter, Martin, and Miller.—5.

Bill passed and title agreed to.

On motion of Mr. La Du,

The house took a recess for fifteen minutes.

House called to order.

On leave, Mr. Ringer introduced.

H. J. R. 14.—Relative to a joint convention of both Houses to give audience to the honorable gentlemen representing the Portland Board of Trade.

Resolution read first time.

On motion the rules were suspended and resolution read a second time, by title.

On motion of Mr. Stiles,

The rules were further suspended and resolution read the third time now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Resolution passed, and the clerk instructed to inform the Council forthwith of the same.

Mr. Chipman was granted leave of absence until Monday morning.

H. B. 47.—An act in relation to Foreign Corporations holding property and doing business in the Territory of Washington.

Was taken from the table, and after debate thereon, the rules were suspended and the bill read the third time now.

The question being, shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Those voting in the negative were:

Messrs. Atkinson, Miller, and Percival.—3.

Bill passed and title agreed to.

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil action, for the Territory of Washington.

Was returned from the Council amended, and on motion the amendment was concurred in.

On motion, the House adjourned.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Monday, October 29, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Absent—Messrs. Long, and Ringer.—2.

Prayer by Rev. J. P. Ludlow, acting as Chaplain.

Journal of Saturday read and approved.

Mr. Daniels moved that the vote be reconsidered whereby,

C. B. 18.—An act to provide for a short hand reporter for District Courts.

Was passed,

Motion carried, and vote reconsidered.

Mr. Daniels moved to reconsider the vote whereby the bill was passed to its third reading.

Motion carried.

Mr. Daniels moved to amend the bill by striking out all after the enacting clause in Sec. 1, and inserting a substitute.

Amendment adopted, and the clerk instructed to incorporate the amendment in the bill.

On motion of Mr. Daniels,

The rules were suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Korter, McDonnell, Ringer, Tibbetts, Warbass, Warman, Whitney, and Mr. Speaker.—17.

Those voting in the negative were:

Messrs. Martin, and Miller.—2.

Bill passed and title agreed to.

The following communication from the Secretary of the Territory, was read and referred to a special committee consisting of Messrs. Horr, Ringer, Percival, Miller and Korter:

TERRITORY OF WASHINGTON, OFFICE OF SECRETARY.
OLYMPIA, *October*, 29, 1877.

To the Hon. Speaker, House of Representatives, Washington Territory:—

I have the honor herewith to inform you that the second session of the forty-fourth congress appropriated twenty thousand ($20,000) dollars for legislative expenses for the Territory of Washington for the fiscal year ending June 30, 1878.

Deducting four thousand ($4,000) dollars for public printing, and two thousand three hundred ($2,300) dollars due members for mileage as certified to this office by the President of the Council, and the Speaker of the House; adding thereto the per diem of members, and officers, I found a balance of five hundred and eighty ($580) dollars, a sum entirely insufficient to meet the requirements of this office in the performance of the duties imposed by law: whereupon I notified the Treasury Department of such deficiency. In reply I was instructed that the disbursements of this office cannot, in any event, exceed the appropriation. In accordance with positive instructions from the Treasury Department, I have the honor to inform the Legislative Assembly that said appropriation will only permit this

office to pay the per diem of members and officers of the Legislative Assembly for thirty-eight (38) days.

Very respectfully, your obedient servant,

N. H. OWINGS,
Secretary.

The following message from the Council by their clerk, was read:

COUNCIL CHAMBER,
October 29, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

H. J. R. 14.—Relative to joint convention to meet the special committee of the Portland Board of Trade.

H. B. 82.—An act to amend an act entitled an act relating to weights and measures. Approved January 29, 1873.

H. B. 85.—An act prescribing the number of members composing the Legislative Assembly of the Territory of Wâshington.

H. B. 95.—Substitute for

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial Library to the Capitol building.

H. B. 96.—An act to amend an act to better provide for the maintenance of common schools in the county of Jefferson. Approved Oct. 20, 1875.

H. B. 102.—An act for the relief of Puget Sound Steam Navigation Company.

And the same is herewith returned for enrollment.

Also that the Council has concurred in the House amendments to

C. B. 27.—An act to provide for the appointment of a County Assessor for the county of Pierce and defining his duties.

H. B. 35.—An act defining the rights of Jurors in Washington Territory,

Prescribed by committee of Conference.

Also the following bills have been introduced in the Council,

C. B. 57.—An act to provide for calling a convention to frame a Constitution for a State of Washington and submitting the same to the people for ratificaiion or rejection.

C. B. 58.—An act to regulate fees and costs.

C. B. 59.—An act to amend an act to provide for the protection of game. Approved Nov. 12, 1875.

C. B. 60.—An act to amend the charter of the City of Seattle.

Also the following bills have been reported correctly enrolled:

C. B. 8.—An act adopting the Common Law of England.

C. B. 9.—An act in relation to Prosecuting Attorneys, defining their duties and fixing their compensation.

And the same are herewith transmitted for your signature.

Also the Council has introduced and passed,

C. B. 61,—An act authorizing the Governor to offer a reward of $500 for the arrest of the murderer of Ole Haagenson.

And the same is herewith transmitted with a request for concurrent action.

T. B. MERRY,
Chief Clerk.

Message from the Governor by his Secretary:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, *October* 29, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

I have the honor to inform you that I have approved and signed the following:

An act creating and conferring jurisdiction upon the District Court of the county of Columbia.

An act to encourage the planting and growing of timber in the counties of Stevens and Whitman.

An act to locate a Territorial Road from Dayton, in Columbia, to Palouse city in Whitman county.

An act to amend an act entitled an act in relation to discharging ballast. Approved Nov. 11, 1873.

An act to repeal an act entitled an act authorizing the commissioners of Clarke county to levy a tax for school purposes. Approved Nov. 12, 1875.

E. P. FERRY,
Governor.

REPORTS OF STANDING COMMITTEES.

Mr. Warman, from the committee on Commerce and Fisheries,
submitted the following:

MR. SPEAKER—

Your committee on Commerce and Fisheries, to whom was referred,

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

Have had the same under consideration and report the same back with recommendation that it do pass with the following amendment: Section 7, (all acts or parts of acts in conflict with this act are hereby repealed.)

THOMAS WARMAN,
Chairman.

Mr. Stiles from the committee on Roads and Highways, submitted the following:

MR. SPEAKER—

Your committee on Roads and Highways, to whom was referred

H. B. 81.—An act in relation to Roads, Ferries, Privileges and Travel on Public Highways.

Have had the same under consideration and I am instructed to report the same back without recommendation.

CHARLES T. STILES,
Chairman.

Mr. Miller from the committee on Enrolled Bills submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills, to whom was referred,

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil action in the Territory of Washington.

H. M. 7.—Relative to the establishment of a land office at Yakima City.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER, *Chairman.*

Report received.

Mr. Whitson from the committee on Ways, Means and Claims, submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims, to whom was referred,

H. B. 86.—An act for the relief of John T. Hicklin.

Have had the same under consideration and report the same back with recommendation that it do not pass. Also

H. B. 93.—Entitled an act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

Have had the same under consideration and report the same back with substitute and recommend its passage.

EDWARD WHITSON, *Chairman.*

Mr. McReavy from the special committee on

C. B. 19.—Act to apportion the Legislative Assembly.

Submitted the following:

MR. SPEAKER—

Your committee, to whom was referred,

C. B. 19.—An act to apportion the Legislative Assembly.

Have had the same under consideration and report the same back without recommendation.

JOHN MCREAVY
D. F. PERCIVAL,
WM. MARTIN,
E. D WARBASS,
Special Committee.

Mr. La Du, from the special committee on;

C. B. 19.—An act to apportion the Legislative Assembly.

Submitted the following minority report:

MR. SPEAKER—

The undersigned a minority of your special committee on,

C. B. 19.—An act to apportion the Legislative Assembly. would respectfully represent that owing to the impartial census returned from the various counties in the Territory no proper basis exists for making a full apportionment and would recommend as an act of right and justice that King county should be allowed an additional representative and one be taken from Thurston, and beg leave to offer a substitute, and recommend its passage.

J. B. LA DU,
Of the Committee.

The report of the committee on Commerce and Fisheries, reporting back,

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

Was on motion adopted with amendment, and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Bill passed and title agreed to.

The report of the committee on Roads and Highways reporting back,

H. B. 81.—An act in relation to roads, ferries, bridges and travel on public highways.

Was, on motion, adopted.

Mr. Daniels moved that the bill be made the special order of business for to-morrow at 11 o'clock.

Motion carried.

Mr. Ringer presented a remonstrance from the citizens of Whitman county, which was read and placed on file.

Mr. Barnes presented a petition of citizens of township 8, Columbia county, asking for annexation to Walla Walla county.

The speaker gave notice that he was about to sign the following bills and memorial:

C. B. 8.—An act adopting the common law of England.

C. B. 9.—An act in relation to Prosecuting Attorneys, defining their duties and fixing their compensation.

H. M. 7.—Relative to establishing a land office in Yakima City, W. T.

Mr. Barnes gave notice that he would on to-morrow introduce a resolution changing the time for taking up Council business.

Mr. La Du, from special committee appointed to extend an invitation to the Portland Board of Trade, submitted the following:

MR. SPEAKER—

Your special committee, to whom was referred the matter of extending an invitation to Portland Board of Trade to visit the House, beg leave to report that they have performed that duty and ask to be discharged.

JAS. B. LA DU,
Chairman.

Report received and committee discharged.

PROPOSITIONS AND MOTIONS.

Mr. Atkinson introduced,

H. J. R. 11.—Praying for vessels of war to be stationed on Puget Sound.

Resolution read first time.

On motion of Mr. Atkinson,

Rules were suspended and resolution read second time by title.

On motion of Mr. Horr,

The rules were further suspended and the resolution read the third time now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Memorial passed.

Mr. Barnes introduced,

H. B. 103.—An act to amend an act entitled an act to organize the county of Columbia, Washington Territory. Approved November 11, 1875.

Bill read first time.

On motion of Mr. Barnes,

Rules were suspended and bill read second time, by title.

On motion of Mr. Barnes,

The bill was referred to committee on Counties.

Mr. Chipman introduced,

H. B. 104.—An act for the relief of Fred S. Holmes.

Bill read first time.

On motion of Mr. Chipman,

Rules were suspended and bill read second time, by title.

On motion of Mr. Chipman,

The bill was referred to committee on Ways, Means and Claims.

Mr. Martin introduced,

H. B. 105.—An act to amend an act entitled an act relating to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Bill read first time.

On motion of Mr. McReavy,

Rules were suspended and bill read second time, by title.

On motion of Mr. Martin,

The bill was referred to committee on Privileges and Elections.

Mr. Miller introduced,

H. J. R. 12.—Relative to new business.

Resolution read first time.

On motion, rules were suspended and the resolution was read the second time, by title.

On motion of Mr. Ringer,

The rules were further suspended and the resolution read the third time now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Davis, Ebey, Foster, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, and Tibbetts.—17.

Those voting in the negative were:

Messrs. Andrews, Daniels, Horr, Stiles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—10.

Resolution passed.

On motion, the House adjourned.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warbass, Whitney, Whitson and Mr. Speaker.—26.

Absent.—Messrs. Ward, and Warman.—2.

The Speaker gave notice that he was about to sign,

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions for the Territory of Washington.

On leave,

H. B. 27.—An act to amend an act entitled an act to amend an act to incorporate the city of Walla Walla.

Was taken from the table and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—25.

Bill passed and title agreed to.

On motion of Mr. Atkinson,

The clerk was instructed to notify the Council that the time had arrived to meet the joint convention.

IN JOINT CONVENTION.

Convention called to order at 2:35 P. M.

President of Council presiding.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

The joint convention being organized the President stated the intent of the joint resolution to be to give audience to the sub-committee of the Board of Trade of Portland, with a view to enacting laws for the protection of salmon and the encouragement of hatching-houses, in the waters of Oregon and Washington Territory.

Mr. J. G. Megler, on the part of the committee, stated that Hon. Elwood Evans would explain the provisions desired to be incorporated in the laws for the object before the convention.

Hon. Elwood Evans then explained the provisions of the bill presented, and was followed by J. G. Megler in explanation of the object of the hatching-house.

Mr. Warman of Pacific arose in opposition to legislation against the vested rights of persons who, for years past have enjoyed the privilege of fishing along the shore of their own lands.

On motion the convention adjourned, whereupon the House resumed business.

On motion, a recess of ten minutes was taken.

House called to order.

On leave, Mr. Horr introduced,

H. B. 106.—An act regulating salmon fisheries in the waters of the Columbia river.

Bill read first time.

On motion of Mr. Miller,

Rules were suspended and bill read second time, by title.

On motion of Mr. La Du,

The bill was referred to committee on Commerce and Fisheries.

Mr. La Du moved that 100 copies be printed.

Motion carried.

Mr. Horr introduced,

H. B. 107.—An act providing a revenue to assist the Oregon and Washington Fish Propagating Company.

Bill read first time.

On motion of Mr. Horr,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Atkinson,

The bill was referred to Committee on Commerce and Fisheries.

Mr. La Du moved that 100 copies be printed.

Motion carried.

On motion of Mr. Warbass,

The committee was instructed not to report until after the bills are printed.

On motion of Mr. Whitney,

The Committee were instructed to have the bills printed forthwith.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Ways, Means and Claims, reporting back,

H. B. 86.—An act for the relief of John T. Hicklin.

Was, on motion, received, and the bill laid on the table subject to the order of tho House.

The report of the same committee, reporting back,

H. B. 93.—An act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

Was, on motion, adopted with Substitute.

Substitute to bill read first time,

On motion of Mr. Atkinson,

Rules were suspended and bill read a second time, by title.

Mr. Horr moved to amend the bill by striking out "$40,000" and inserting "$30,000."

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Daniels, Horr, Korter, Percival, Stiles, Ward, Warman, Whitney, and Mr. Speaker.—11.

Those voting in the negative were:

Messrs. Barnes, Chipman, Davis, Ebey, Foster, Kelly, La

Du, Long, Martin, McReavy, Miller, Ringer, Tibbetts, Warbass, and Whitson.—15.

Amendment adopted.

Mr. Horr moved to lay the bill on the table.

Motion lost.

Mr. Daniels moved to recommit the bill to the committee with *instructions to report to-morrow.*

Motion carried.

A communication was received from the Governor which,

On motion of Mr. Daniels,

Was referred to the committee on Territorial Library, Public buildings and Grounds.

The report of the select committee, to whom was referred,

C. B. 19.—An act to apportion the Legislative Assembly.

Was, on motion, adopted.

Mr. La Du from the same committee, presented a minority report, in the shape of,

H. B. 108.—Substitute for,

C. B. 19.—An act to apportion the Legislative Assembly.

Which was adopted.

Mr. Stiles moved to adopt the substitute.

Mr. Horr moved to lay the bill on the table.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Horr, Kelly, Long, McReavy, Ward, Warbass and Warman.—10.

Those voting in the negative were:

Messrs. Barnes, Daniels, Davis, Ebey, Foster, Korter, La Du, Martin, Miller, Percival, Ringer, Stiles, Tibbetts, Whitney, Whitson and Mr. Speaker.—16.

House refused to lay the bill on the table.

The question then recurred on the adoption of the substitute, which was accordingly adopted.

Mr. Horr moved to strike out Walla Walla and insert Columbia county.

Motion carried.

On motion, the bill as amended was read first time.

On motion of Mr. Stiles,

Rules were suspended and bill read a second time, by title.

On motion of Mr. Foster,

The rules were further suspended and the bill read the third time, now by title.

Mr. La Du moved to reconsider the vote whereby the bill passed to its third reading.

Motion carried.

Mr. Stiles moved to amend by adding that the clerk be instructed to insert that "Cowlitz and Wahkiakum elect one."

Amendment adopted.

On motion of Mr. Foster,

The rules were further suspended and the bill read the third time now,

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Daniels, Davis, Ebey, Foster, Korter, La Du, Martin, McDonnell, Miller, Ringer, Stiles, Tibbetts, Warbass, Whitney and Whitson.—16.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Chipman, Horr, Kelly, Long, McReavy, Percival, Ward, Warman and Mr. Speaker.—11.

Bill passed and title agreed to.

On motion, the House adjourned.

HOUSE OF REPRESENTATIVES,
Tuesday, October 30, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—24.

Absent—Messrs. Daniels, Foster, Gregory, Ward, and Warbass.—5.

Prayer by Rev. J. P. Ludlow, acting as Chaplain.

Journal of yesterday read and approved.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

C. B. 61.—An act authorizing the Governor to offer a reward of $500 for the arrest of the murderer of Ole Haagenson.

Bill read first time.

On motion of Mr. Korter,

Rules were suspended and bill read a second time, by title.

Mr. Warbass moved that the bill be referred to committee on Ways, Means and Claims.

Motion lost.

On motion of Mr. McReavy,

The rules were further suspended and the bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Bill passed and title agreed to.

C. B. 55.—An act to make the Territorial Treasurer, *ex officio* Territorial Librarian.

Bill read first time.

Mr. McReavy moved to lay the bill on the table.

Motion carried.

PETITIONS AND REMONSTRANCES.

Mr. Andrews presented a petition from the citizens of Whatcom county asking for a local option law, which was referred to committee on Education.

Mr. Andrews presented a petition from the citizens of Semiahmoo, Whatcom county, asking that California and Dakota creeks be declared navigable. Also a remonstrance against the petition from citizens of the same place.

On motion, the petition and remonstrance was placed on file.

Mr. McReavy presented a letter from H. T. Montgomery, of Tacoma, offering land for sale to the Territory, which was referred to committee on Hospital for Insane.

Mr. La Du presented a petition from the citizens of Kalama, W. T., asking that the city of Kalama be disincorporated.

On motion of Mr. La Du,

The petition was referred to committee on Corporations.

Mr. Whitson presented a petition from citizens of Yakima county, asking for relief for Ezra P. Boyls, and others.

Mr. Kelly presented a petition from citizens of a portion of King county, asking annexation to the county of Pierce.

On motion, the petition was referred to the Representatives from King and Pierce counties.

The following message from the Council by their clerk, was read:

COUNCIL CHAMBER,
October 29, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced in the Council,

C. B. 62.—An act to provide funds to maintain free Public Schools in the Territory of Washington.

C. B. 63.—An act in relation to the Bonds of Territorial Officers.

C. B. 64.—An act to incorporate the city of Olympia.

And that the Council has passed.

C. B. 33.— An act relating to liens.

C. B. 47.—An act to legalize and make valid the location of County Roads.

C. B. 54.—An act to protect persons selling Spirituous, Malt or Fermented Liquors, from the misrepresentations of Minors as to their ages.

C. B. 52.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction.

C. B. 59.—An act to amend an act to provide for the protection of Game. Approved Nov. 12, 1875.

And the same are herewith transmitted requesting concurrent action.

T. B. MERRY,
Chief Clerk.

REPORTS OF STANDING COMMITTEES.

Mr. Miller, from committee on Enrolled Bills, submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills, to whom was referred,

H. B. 96.—An act to amend an act to better provide for the maintenance of common schools in the county of Jefferson. Approved Oct. 20, 1875.

H. B. 82.—An act to amend an act entitled an act relating to weights and measures. Approved January 29, 1873.

H. B. 85.—An act prescribing the number of members composing the Legislative Assembly of the Territory of Washington.

H. B. 95.—Substitute for

C. B. 17.—An act to provide for the removal of the books belonging to the Territorial Library to the Capitol building.

H. B. 102.—An act for the relief of the Puget Sound Steam Navigation Company.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER,
Chairman.

Mr. Whitney, from committee on Education, submitted the following:

MR. SPEAKER—

Your committee on Education, to whom was referred,

H. B. 57.—An act to provide a system of Common Schools.

Have had the same under consideration and report the same back with the recommendation that a copy of the printed bill be substituted for the original bill introduced in the House and that the same do pass.

N. WHITNEY, *Chairman.*

Mr. Horr from the committee on Hospital for Insane, submitted the following:

MR. SPEAKER—

Your committee on Hospital for Insane, to whom was referred,

H. B. 94.—An act to provide for indigent mute and blind persons in Washington Territory.

Have had the same under consideration and report the same back with recommendation that it do not pass.

J. C. HORR,
Chairman.

Mr. Tibbetts from the committee on Territorial Library, Public Buildings and Grounds, submitted the following:

MR. SPEAKER—

Your committee on Public Buildings and Grounds, to whom was referred,

H. B. 32.—An act to provide for the management of the Territorial Library.

Have had the same under consideration and report the same back as a Substitute and recommend the adoption of the Substitute.

GEO. W. TIBBETTS.
Chairman,

Mr. Whitson from the committee on Ways, Means and Claims, submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims, to whom was recommitted, Substitute for,

H. B. 93.—Entitled an act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

Have had the same under consideraiton and report the same back with the recommendation that the following section be incorporated in the bill:

The Territorial Treasurer shall receive an annual compensation of $ 1,200 to be audited by the Territorial Auditor and payable quarterly out of the Treasury as prescribed by the act which this is amendatory.

EDWARD WHITSON,
Chairman.

Mr. Daniels from the committee on Judiciary, submitted the following:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

H. B. 67.—An act to provide for taking the census of W. T.

Have had the same under consideration and report the same back with recommendation that it pass.

W. BYRON DANIELS,
Chairman.

Mr. Ringer from the special committee on,

H. B. 51.—An act for the observance of Sunday in Walla Walla county.

Submitted the following:

MR. SPEAKER—

Your special committee to whom was referred,

H. B. 51.—An act to provide for the observance of Sunday in Walla Walla county, W. T.

Beg leave to report the same back and recommend its passage with the following amendments:

In Sec. 1 add "*a calendar*" between the words "on and Sunday."

In Sec. 2, 15th line, strike out all after the word "needed" and add "for funeral purposes."

Strike out Sec. 5, 6 and 7; number 5 and 6.

L. M. RINGER,
Special Committee.

ORDERS OF THE DAY.

Mr. Daniels moved that the House go into committee of the whole to consider,

H. B. 81.—An act in relation to roads, ferries, bridges and travel on public highways.

Motion lost.

Mr. Long moved to lay the bill on the table.

Motion lost.

Mr. La Du moved that the bill be made the special order of business for 3 P. M.

Motion carried.

PROPOSITIONS AND MOTIONS.

Mr. Percival introduced,

H. M. 12.—Asking that residence upon and cultivation of lands of the United States prior to the survey thereof be made to apply on the time of residence and cultivation required under the homestead and pre-emption laws of the United States.

Memorial read first time.

On motion of Mr. Percival,

Rules were suspended and memorial read second time now by title.

On motion of Mr. Iverson,

The rules were further suspended and the memorial read the third time now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer,

Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Memorial passed.

Mr. Korter introduced,

H. M. 13.—Asking for an appropriation to build fog-whistle and bell on Point Wilson.

Memorial read first time.

On motion of Mr. McReavy,

Rules were suspended and memorial read the second time by title.

On motion of Mr. Korter,

The rules were further suspended and the memorial read the third time now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney and Mr. Speaker.—26.

Memorial passed.

Mr. Whitson introduced,

H. B. 109.—An act for the relief of Ezra P. Boyle, ex-treasurer of Yakima county, W. T., and others.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read a second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Counties.

Mr. Korter introduced,

H. B. 110.—An act assigning the judges to the several districts in the Territory of Washington.

Bill read first time.

On motion of Mr. Korter,

Rules were suspended and bill read second time, by title.

Mr. Ringer moved to lay the bill on the table.

Motion carried,

The Speaker gave notice that he was about to sign,

H. B. 102.—An act for the relief of Puget Sound Steam Navigation Company.

H. B. 95.—Substitute for,

C. B. 17.—An act providing for removing the Territorial Library to the Capitol building.

H. B. 85.—An act prescribing the number of members composing the Legislature of the Territory of Washington.

H. B. 82.—An act to amend an act entitled an act relating to weights and measures. Approved January 29, 1863.

H. B. 96.—An act to amend an act to better provide for

the maintenance of common schools in the county of Jefferson. Approved Oct. 20, 1875.

Mr. Gregory introduced,

H. B. 111.—An act to appropriate money to encourage industrial pursuits in this Territory.

Bill read first time.

On motion of Mr. Gregory,

Rules were suspended and bill read second time, by title.

On motion of Mr. Gregory,

The bill was referred to committee on Agriculture.

Mr. Atkinson introduced,

H. B. 112,—An act to authorize the board of county commissioners of Jefferson county to borrow money.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read second time by title.

On motion of Mr. Atkinson,

The bill was referred to committee on Counties.

Mr. Tibbetts introduced,

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

Bill read first time.

On motion of Mr. Percival,

Rules were suspended and bill read second time by title.

On motion of Mr. Tibbetts,

The bill was referred to committee on Ways, Means and Claims.

Mr. Whitney introduced,

H. B. 114.—An act in relation to the location of the county seat of Klickitat county.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney,

The bill was referred to committee on Counties.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

Mr. Miller from committee on Enrolled bills, submitted a report, which was received.

The report of the committee on Education reporting back,

H. B. 57.—An act to provide a system of Common Schools.

Was, on motion, received, and the printed bill accompanying it adopted as a substitute.

Mr. Whitney moved that the bill be made the special order of business for tomorrow at 10:30 o'clock.

Motion carried.

Mr. Horr in the chair.

The report of the committee on Hospital for Insane, reporting back,

H. B. 94.—An act to provide for indigent mute and blind persons in Washington Territory.

Was, on motion, received.

Mr. McReavy moved to refer the bill to committee on Education, with instructions to report at an early day.

Motion carried.

On motion, House adjourned.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Whitney, Whitson and Mr. Speaker.—26.

Absent—Messrs. Gregory, Warbass, and Warman.—3.

The report of the committee on Territorial Library and Public Grounds, reporting back,

H. B. 115.—Substitute for,

H. B. 32.—An act to provide for the management of the Territorial Library.

Was, on motion, received, and substitute for the bill adopted.

Substitute read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

The rules were further suspended and the bill read the third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Korter, Long, Martin, McDonnell, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Whitney, Whitson and Mr. Speaker.—24.

Those voting in the negative were:

Messrs. McReavy and Miller.—2.

Bill passed and title agreed to.

The report of the committee on Ways, Means and Claims, reporting back substitute for,

H. B. 93.—An act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

Was, on motion, received with amendment, and amendment adopted.

Mr. McReavy moved to further amend by substituting "$1,500," in place of "$1,200."

Amendment adopted.

Rules suspended and bill as amended read the third time.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Daniels, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, Long, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney and Mr. Speaker.—21.

Those voting in the negative were:

Messrs. Barnes, Chipman, Davis, La Du, Martin, McDonnell, Ringer, and Whitson.—8.

Bill passed and title agreed to.

The report of the committee on Judiciary reporting back,

H. B. 67.—An act to provide for taking the census of the Territory of Washington.

Was, on motion, adopted, and the bill read the third time.

Mr. Ringer moved to reconsider the vote whereby the bill passed to its third reading.

Motion carried and bill reconsidered.

Mr. Ringer moved to amend by adding after word Chinamen, in Sec. 1, "And also all persons deaf, dumb and blind, their ages and nationality.

Amendment adopted.

On motion of Mr. Warbass,

The rules were suspended and bill read the third time now.

Mr. Whitson in the chair.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Foster, Horr, Iverson, Kelly, La Du, Martin, McDonnell, McReavy, Percival, Ringer, Tibbets, Ward, Whitney, and Whitson.—17.

Those voting in the negative were:

Messrs. Atkinson, Chipman, Davis, Ebey, Korter, Long, Miller, Stiles and Warbass.—9.

Bill passed and title agreed to.

Mr. Horr from the special committee appointed to wait on the Secretary of the Territory in regard to appropriations necessary to meet the expenses of the present session submitted the following:

Report of select committee to whom was referred the communication of the Secretary informing the House of there being no appropriation to meet the expenses of this Legislature after the expiration of thirty-eight days. Having interviewed the Secretary in regard to his instructions and authority for such ac-

tion, we are unanimously of the opinion that the Secretary has acted in conformity with instructions from the Treasury department. They would therefore recommend (that inasmuch as the business of this House necessitates the completing of the whole number of days and as the Secretary has signified his willingness to certify to the several amounts due to each member of the House and the officers thereof, asking an appropriation to meet these expenses) that the session shall not close until the expiration of the forty days.

J. C. HORR,
Chairman.

On motion, the report was adopted.

The following message was received from the Governor by his Secretary:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, *October* 30, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

I have the honor to inform you that I have approved and signed:

An act defining the word month.

An act authorizing the county commissioners of the several counties of the Territory to offer bounty for the scalps of squirrels, rabbits and sage rats.

An act to authorize the county commissioners of Stevens county to levy a special tax for bridge purposes.

An act to repeal an act entitled an act to regulate the collection of road and road-poll-tax in King county, Washington Territory. Approved Nov. 12, 1875.

Also for the reason assigned in my message to your honorable body of the 17th inst., I return,

An act to change the name of Menzel Holpeck to that of William Holbrook.

Without my approval.

E. P. FERRY,
Governor.

The question being, "will the House pass the bill notwithstanding the Governor's disapproval?" resulted as follows:

Those voting in the affirmative were:

Messrs. Barnes, Foster, and Korter.—3.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Whitney and Whitson.—23.

House refused to pass the bill.

ORDERS OF THE DAY.

H. B. 81.—An act in relation to roads, bridges and travel on public highways.

Was taken from the table.

Mr. Daniels moved that the House go into committee of the whole and take up the bill by sections.

Motion carried.

Mr. Daniels moved that the Speaker *pro tem* act as chairman of the committee.

Motion carried, whereupon the House went into committee of the whole.

After some time spent in discussing the bill, the committee arose and made the following report:

HOUSE OF REPRESENTATIVES,
October 30, 1877.

Your committee of the whole beg leave to report that they have had,

H. B. 81.—Entitled an act in relation to roads, ferries, bridges and travel on public highways.

Under consideration and beg leave to report progress.

EDWARD WHITSON,
Chairman.

On motion, the report was received.

The Speaker in the chair.

Motion to adjourn lost.

Mr. McReavy moved to lay,

H. B. 81.—An act in relation to roads, ferries, bridges and travel on public highways.

On the table subject to the order of the House.

Motion carried.

On leave, Mr. La Du introduced,

H. B. 116.—An act relating to surveyors of sawlogs in the counties of Thurston, Pierce, King, Kitsap, Mason, Snohomish, Island, Whatcom, Jefferson, San Juan and Clallam.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. Miller,

The bill was referred to committee on Corporations.

Mr. Korter moved that 150 copies be printed.

Motion carried.

On motion of Mr. Atkinson,

The committee were instructed not to report until after the bill is printed.

On leave, Mr. Daniels introduced,

H. J. R. 15.—Relative to an extra session of the Legislative Assembly of Washington Territory.

Resolution read first time.

On motion, the rules were suspended and resolution read second time, now by title.

On motion, the resolution was referred to committee on Memorials and Federal Relations.

Mr. Ringer from the special committee on,

H. B. 51.—An act for the observance of Sunday in Walla Walla county.

Submitted report with amendments.

Report received and amendment adopted.

Mr. La Du moved to further amend by adding Sec. 7.

On standing vote the Speaker declared the amendment lost.

Motion to lay the amendments to,

H. B. 19.—An act for the relief of Wm. O. Bush.

On the table, pending which motion Mr. La Du moved to adjourn.

Speaker declared the motion to adjourn out of order.

Mr. La Du appealed from the decision of the chair.

Question being on the appeal, the chair was sustained.

A motion to lay the bill on the table was lost.

Mr. Ringer moved that the bill go to its third reading now.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Gregory, Horr, Kelly, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Whitney and Mr. Speaker.—19.

Those voting in the negative were:

Messrs. Atkinson, Chipman, Davis, Foster, Iverson, Korter, La Du, McReavy, Warbass, Whitney and Warman.—11.

Motion lost.

COUNCIL CHAMBER,
October 30, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed the following bills:

C. B. 8.—Entitled an act adopting the common law of England. And,

C. B. 9.—An act in relation to Prosecuting Attorneys, defining their duties and fixing their compensation.

Also that the Council has passed,

H. J. R. 12.—Relative to new business.

With amendments, and hereby ask concurrence in amendments.

Also has passed,

C. J. R. 12.—Relative to printing the Journals of past sessions of the Legislative Assembly.

C. B. 67.—An act to protect persons owning lands near tide water.

And herewith transmit the same for concurrent action.

Also the following bills have been introduced:

C. B. 65.—An act to regulate the practice and proceedings in civil actions.

C. B. 66.—An act to provide for raising revenue for road purposes in Columbia county.

C. B. 67.—An act to protect persons owning land near tide water.

C. B. 68.—An act in relation to streets and alleys in unincorporated towns.

C. B. 69.—An act to make the Territorial Treasurer, *ex-officio* custodian of the Capitol Building and the property belonging thereto.

C. B. 70.—An act for the relief of William Billings.

Also that the Council has passed,

H. B. 108.—Substitute for,

C. B. 19.—An act to apportion the Legislative Assembly.

With amendments, and herewith transmit the same, and ask concurrence in the amendments.

Also the following bill has been correctly enrolled.

C. B. 39.—An act in relation to Notaries Public.

And the same is herewith transmitted for your signature.

And that the President has signed,

H. B. 2.—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions for the Territory of Washington.

And the same is herewith returned to the House.

T. B. MERRY, *Chief Clerk.*

H. B. 108.—Substitute for,

C. B. 19.—An act to apportion the Legislative Assembly.

Was returned from the Council with amendments.

Motion to adjourn was lost.

Mr. Ringer moved that Mr. Hoover be invited inside the bar and explain where the amendments are to be inserted.

Motion carried, and Mr. Hoover invited.

There still being more light needed on the matter,

On motion of Mr. La Du,

The bill was ordered returned to the Council, and the clerk instructed to explain the reason why it was returned.

On motion, house adjourned until 9:30 tomorrow morning.

R. G. O'BRIEN, *Chief Clerk.*

HOUSE OF REPRESENTATIVES,
Wednesday, October 31, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Prayer by Rev. J. P. Ludlow, acting as Chaplain.

Journal of yesterday read and approved with amendments.

The Speaker gave notice that he was about to sign,

C. B. 39.—An act in relation to Notaries Public.

On leave, Mr. Tibbetts introduced,

H. B. 119.—An act extending the time for the equalization of county taxes in King county, W. T.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. Tibbetts,

Capt. G. D. Hill, of Seattle, was invited inside the bar to explain the reasons why the bill should pass.

Whereupon the rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Warbass, Whitney, Whitson and Mr. Speaker.—23.

Bill passed and title agreed to, and clerk instructed to inform the Council at once of its passage.

On leave, Mr. Kelly presented a petition from citizens of Pierce county asking that the county seat be changed from Steilacoom to New Tacoma.

Referred to Representatives from Pierce county.

The time for taking up,

H. B. 57.—An act to provide a system of Common Schools.

Having arrived, on motion, the bill was taken up and considered by sections.

On motion, Mr. Daniels was requested to read the bill for the chief clerk who was unwell.

Mr. Daniels moved to amend by striking out the words "or her" in line 7, Sec. 1.

Amendment adopted.

On motion, Sec. 1, as amended, was adopted.

Mr. Stiles moved that when no amendment was made to a section it be considered adopted.

Motion carried.

Section 2 adopted.

Section 3 adopted.

Section 4 adopted.

Sec.—5 Mr. Long moved to amend by striking out the word "six" in line 2, and insert "4."

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Foster, Korter, La Du, Long, Miller, and Stiles.—6,

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Martin, McDonnell, McReavy, Percival, Ringer, Tibbets, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Motion to strike out lost.

Section 5 adopted.

Mr. La Du moved that the bill be indefinitely postponed.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Davis, Ebey, Foster, Korter, La Du, Long, and Ringer.—7.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Gregory, Horr, Iverson, Kelly, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—22.

Motion lost.

Mr. Stiles moved to strike out Sec. 20.

Motion lost.

Section 6 adopted.

Section 7 adopted.

Section 8 adopted.

Section 9 adopted.

Section 10 adopted.

Section 11 adopted.

Section 12—Mr. Ward moved that Rev. D. N. Utter be invited within the bar to explain his views on the section.

Motion lost.

Mr. Ringer moved to amend line 2, by inserting the word "uniform" after the word "a."

Amendment adopted.

Section 12 adopted as amended.

Section 13 adopted.

Section 14 adopted.

Section 15—Mr. Horr amended by adding after last word in the section, the words "provided the expenses of the whole board shall not exceed the sum of $200 in any one year."

Amendment adopted.

Section 15 adopted as amended.

Message from the Governor, by his Secretary:

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, *October* 31, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

GENTLEMEN:—

I have the honor to inform you that I have this day approved and signed:

An act to amend an act entitled an act to regulate the practice and proceedings in civil actions. Approved Nov. 13, 1873.

E. P. FERRY,
Governor.

Section 16.—Mr. Stiles moved to amend by striking out word "may" after "Governor" in line 2, and insert "shall" in line 2 and word "fill" in line 3.

Amendment adopted.

Section 16 adopted as amended,

On motion, the vote was reconsidered whereby Sec. 16 was adopted.

Mr. Warbass moved to further amend by inserting "by appointment" after the word vacancy in line 3.

Amendment adopted.

The section was then adopted as amended.

Mr. Ringer moved to reconsider the vote whereby Sec. 12 was adopted.

Motion carried.

House adjourned.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Chipman, Davis, Ebey, Iverson, Kelly, Korter, La Du, Long, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warman, Whitney, Whitson, and Mr. Speaker.—23.

Absent.—Messrs. Daniels, Foster, Gregory, Horr, Martin, and Warbass.—6.

On leave, Mr. Warman from the committee on Commerce and Fisheries presented the following report:

MR. SPEAKER—

The committee on Commerce and Fisheries to whom was referred,

H. B. 106.—An act regulating salmon fisheries in the waters of the Columbia river.

Have had the same under consideration and report the same back with certain amendments, recommending their adoption, and thus amended recommend their passage.

Said amendments are as follows:

Of printed bill, strike out in line 3, Sec. 3, the words "at or near."

In Sec. 7, strike out all of line 8 after "shall," and all of line 9, and insert in lieu thereof "constitute a fund for the," add after salmon in line 10, the following:

"And be disbursed in accordance with the provisions of an act entitled an act to encourage the establishment of hatching-houses for the propagating of salmon in the waters of the Columbia river."

The close of said Sec. 7, after the word "discharged" line 8, as amended will read as follows:

"All fines and penalties collected for violation of this act shall constitute a fund for the maintenance of hatching-houses for the propagating of salmon, and be disbursed in accordance with the provisions of an act entitled an act to encourage the establishment of hatching-houses for the propagation of salmon in the waters of the Columbia river.

Also from the same committee to whom was referred,

H. B. 107.—An act providing a revenue to assist the Oregon and Washington Fish Propagating Company.

Have had the same under consideration and beg leave to report,

As grave doubts exist whether under the organic act or bill with such a title and specially affording assistance to an individual corporation is valid, your committee, at the request of the friends of the enterprise, such bill sought to foster and encourage, have substituted a bill therefor, entitled an act to encourage the establishment of hatching-houses for the propagation of salmon.

The sections of the bill are modified so as to provide that of the funds secured, all hatching houses shall receive aid and encouragement, instead of a single company.

Your committee recommend the substitute be adopted and passed.

THOS. WARMAN,
Chairman.

Mr. Stiles moved that the further consideration of the school bill be dispensed with until after the bill reported on by the committee on Commerce and Fisheries is disposed of.

Motion carried.

The report of the committee on Commerce and Fisheries reporting back,

H. B. 106.—An act regulating salmon fishing in the waters of the Columbia river.

Was, on motion, received, with amendments, and amendments adopted.

Mr. Warman moved to further amend by striking out the words "Scarborough Hill" and insert "Chinook river."

Amendment lost.

On motion, the rules were suspended and bill read third time as amended now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Bill passed and title agreed to.

On leave, Mr. Horr introduced the following resolution:

Resolved, That 250 copies of sections 1854, 1856, 1857 and 1858 of the revised statutes of the United States be printed and one hundred of the same be delivered to the Territorial Librarian to be kept by him for the use of the next Legislature and the balance be furnished this House as soon as practicable.

Resolution adopted, and the messenger instructed to convey the same to the public printer at once.

On motion of Mr. Daniels,

The House took up the school bill.

Mr. Miller moved to lay the bill on the table.

Motion lost.

Mr. Ringer moved the further amendments to Sec. 12 be adopted.

Motion carried and amendments adopted.

On motion of Mr. Horr,

Section 12 as amended was adopted.

On motion of Mr. Whitson,

The bill was laid on the table and made the special order of business for tomorrow at 11 o'clock.

The report of the committee on Commerce and Fisheries, reporting back,

H. B. 118.—Substitute for,

H. B. 107.—An act to encourage the establishment of hatching-houses for the propagation of salmon.

Was, on motion, received, substitute adopted and bill read first time.

On motion of Mr. Stiles,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney and Whitson.—28.

Bill passed and title agreed to.

On motion, the clerk was instructed to inform the Council as soon as practicable of the passage of the bills.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
October 31, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed,

H. B. 85.—An act prescribing the number of members composing the Legislative Assembly of W. T.

H. B. 82.—An act to amend an act in relation to weights and measures.

H. B. 95.—Substitute for

C. B. 17.—An act providing for removing the Territorial Library to the Capitol building.

H. B. 96.—An act to amend an act to better provide for the maintenance of common schools in the county of Jefferson. Approved Oct. 20, 1875.

H. B. 102.—An act for the relief of Puget Sound Steam Navigation Company.

Also that the Council has passed,

C. B. 25.—An act abolishing the office of Coroner.

C. B. 43.—An act to regulate marriages.

Herewith transmitted and request concurrent action.

Also has passed with amendment,

H. B. 117.—An act extending the time for the collection of taxes in King county, W. T.

And ask concurrence in the amendment.

Also that there has been introduced,

C. B. 72.—An act for the relief of John P. Judson.

Also that the Council refuses to concur in the House amendments to,

C. B. 18.—An act to provide for a short hand reporter for District Courts.

And that the President has appointed Messrs. Hanford and Kuhn as committee on part of the Council to confer with such committee as you may appoint on part of the House, regarding the merits of said bill.

T. B. MERRY,
Chief Clerk.

The Speaker appointed as committee of conference on,

C. B. 18.—An act providing for a short hand reporter for the District courts.

Messrs. McReavy, Daniels and Percival.

On leave, Mr. Warman, presented a remonstrance from the citizens of the city of Kalama, against repealing the city charter.

Referred to committee on Corporations.

Mr. Gregory from the committee on Printing, submitted the following:

MR. SPEAKER—

Your committee on Printing to whom was referred,

H. B. 101.—An act to authorize the Territorial Auditor to contract for printing and binding the biennial reports of the Territorial Auditor and Treasurer.

Have had the same under consideration and report the same back with a substitute for the same and recommend that it do pass.

A. J. GREGORY,
Chairman.

The report of the committee reporting back a substitute for the bill,

Was, on motion, received.

On motion,

H. B. 10.—An act to amend an act entitled an act to provide for the assessing and collecting of county and Territorial revenue. Approved Nov. 12, 1875.

Was taken from the table.

Mr. Daniels introduced a substitute for the bill, which was read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

Mr. Miller presented the following amendment to Sec. 1:

"All property shall be assessed except burial grounds and school property."

Amendment lost.

On motion of Mr. Daniels,

The bill was referred to committee on Roads and Highways.

Mr. Miller moved that 50 copies be printed.

Motion lost.

H. B. 117.—An act extending the time for collection of taxes in King county, W. T.

Was returned from the Council amended, and on motion, the House concurred in the Council amendment.

On motion of Mr. Daniels,

House adjourned until tomorrow morning.

HOUSE OF REPRESENTATIVES,
Thursday, November 1, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Tibbetts, Warman, Whitson, and Mr. Speaker.—19.

Absent.—Messrs. Atkinson, Chipman, Horr, McReavy, Miller, Ringer, Stiles, Ward, Warbass, and Whitney.—10.

Prayer by Rev. J. R. Thompson, acting as Chaplain.

Journal of yesterday read and approved.

On motion, Doorkeeper, L. G. Abbott, was instructed to assist the assistant clerk in the performance of his duties, during the absence of the chief clerk occasioned by sickness.

Mr. Ebey introduced the following resolution:

Resolved, That from and after November 2, 1877, all bills shall come before the House for action in their regular order, according to number.

On motion of Mr. Horr,

Resolution was laid on the table.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
October 31, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed the following bills:

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

And herewith return the same. Also,

C. B. 28.—An act to amend an act entitled an act relative to crimes and punishments, and proceedings in criminal cases.

C. B. 65.—An act to regulate the practice and proceedings in civil actions.

And herewith transmit the same for concurrent action. Also,

H. B. 58.—An act to repeal an act entitled an act to amend an act entitled an act in relation to quartz mining claims. Approved Nov. 12, 1875.

With amendment.

And herewith transmit the same for concurrent action.

Also has passed, substitute for,

H. B. 29.—An act concerning marks and brands in the Territory of Washington.

C B. 60.—An act to amend the city charter of Seattle.

C. B. 64.—An act to incorporate the city of Olympia.

And has passed with amendment,

H. B. 27.—An act to amend an act entitled an act to amend an act to incorporate the city of Walla Walla.

With amendments and ask concurrence by the House in the amendments:

Also has passed,

C. M. 7.—Relative to extending the time for holding the sessions of the Legislative Assembly.

C. B. 31.—An act to provide for the codification of the laws of Washington Territory.

Herewith transmitted.

Also has passed with amendment,

H. B. 76.—An act to amend an act entitled an act in relation to attorneys and counsellors at law.

And transmit the same asking for concurrence in the Council amendments.

T. B. MERRY,
Chief Clerk.

PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. Whitson introduced,

H. M. 12.—In relation to certain lands in Washington Territory.

Memorial read first time.

On motion of Mr. Whitson,

Rules were suspended and memorial read a second time by title.

On motion of Mr. Whitson,

The rules were further suspended and the memorial read the third time now.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—28.

Memorial passed.

Mr. Tibbetts introduced,

H. M. 13.—Praying for a geological survey of Washington Territory.

Memorial read first time.

On motion of Mr. Tibbetts,

Rules were suspended and memorial read a second time by title.

On motion of Mr. Tibbetts,

The rules were further suspended and the memorial read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McReavy, Miller, Ringer, Tibbetts, Warbass, Warman, Whitney, and Mr. Speaker.—21.

Memorial passed.

REPORTS OF STANDING COMMITTEES.

Mr. Miller from the committee on Enrolled Bills, submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills, to whom was referred,

H. B. 35.—An act defining the rights of Jurors in Washington Territory.

H. M. 10.—Relative to authority being given the resident Inspector of Customs residing on San Juan Island to enter and clear vessels.

H. J. R. 14.—Relative to joint convention to meet the special committee of the Portland Board of Trade.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER,
Chairman.

Report received.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 1, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has reconsidered the vote by which it passed,

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

And instruct me to ask a return of the bill for emendation.

Also that the Council has passed with amendment,

H. J. R. 15.—Relative to an extra session of the Legislative Assembly, and herewith transmit the same and asks concurrence in amendments. Also,

C. B. 11.—An act to provide for the incorporation of cities.

And herewith transmit the same for concurrent action of the House.

H. M. 11.—Praying for vessels of war to be stationed on Puget Sound.

H. B. 79.—An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

And the President has signed,

H. M. 7.—Relative to the establishment of a Land office at Yakima city, W. T.

And the same are herewith returned.

T. B. MERRY,
Chief Clerk.

PROPOSITIONS AND MOTIONS.

Mr. Martin introduced,

H. B. 119.—An act relating to Estrays.

Bill read first time.

On motion, the rules were suspended and bill read second time by title.

On motion of Mr. Gregory,

The bill was referred to a special committee consisting of the Representatives from the counties mentioned in the bill.

Mr. Daniels introduced,

H. B. 120.—An act to authorize the Commissioners of Clarke county to levy an annual tax for school purposes.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The bill was referred to committee on Education.

Mr. Whitney introduced.

H. B. 121.—An act fixing the rate to be paid for public printing and providing for auditing the accounts of public printer.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Stiles,

The bill was referred to committee on Printing.

The Council having reconsidered the vote by which it passed,

H. B. 91.—An act to amend an act to encourage the cultivation of oysters.

On motion of Mr. Warman,

The bill was returned to the Council.

Mr. Kelly introduced,

H. B. 122.—An act defining the boundary of Pierce county.

Bill read first time.

On motion of Mr. Kelly,

Rules were suspended and bill read second time by title.

On motion of Mr. Kelly,

The bill was referred to special committee of members from King and Pierce counties.

Mr. Horr introduced,

H. B. 123.—An act prescribing the terms of office in Washington Territory.

Bill read first time.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. Miller,

Tho rules were further suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative were:

Mr. Korter.—1.

Bill passed and title agreed to.

Mr. Horr introduced,

H. C. 124.—An act for the relief of Henry L. Chapman, and others.

Bill read first time.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Ways, Means and Claims.

Mr. Horr introduced,

H. B. 125.—An act to provide for payment of storage and transportation of arms.

Bill read first time.

On motion of Mr. Horr;

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney.

The bill was referred to committee on Ways, Means and Claims.

Mr. Ringer introduced,

H. B. 126.—An act to amend an act entitled an act defining lawful fences in Yakima and Whitman counties.

Bill read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read second time by title.

On motion of Mr. Ringer,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts,

Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —26.

Bill passed and title agreed to.

Mr. McReavy called up,

C. B. 33.—An act relating to liens.

Bill read first time.

On motion, rules were suspended and bill read second time by title.

On motion of Mr. McReavy,

The bill was referred to committee on Judiciary.

Mr. Daniels called up,

C. B. 65.—An act to regulate the practice and proceedings in civil actions.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney,

The bill was referred to committee on Judiciary.

Mr. Kelly introduced,

H. B. 127.—An act to permanently locate the county seat of Pierce county, W. T.

Bill read first time.

On motion of Mr. Kelly,

Rules were suspended and bill read second time by title.

On motion, the bill was referred to a special committee of members from Pierce county.

Mr. La Du moved that 150 copies be printed of

H. M. 13.—Praying for a geological survey of Washington Territory.

Motion carried.

Mr. Daniels moved that 100 copies be printed of

H. M. 12.—Asking that residence upon and cultivation of lands of the United States prior to the survey thereof be made to apply on the time of residence and cultivation required under the homestead and pre-emption laws of the United States.

Motion carried.

Hon. J. P. Judson, Territorial Superintendent of schools was invited to a seat within the bar.

11 A. M.—The time having arrived for the consideration of

H. B. 57.—An act to provide a system for common schools.

Sections 17 to 24 inclusive, were adopted with amendments.

On motion, House adjourned.

AFTERNOON SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Barnes, Chipman, Davis, Foster, Gregory, Horr, Kelly, La Du, Long, Martin, McDonnell, Miller, Ring-

er, Tibbetts, Warbass, Whitney, Whitson and Mr. Speaker.—19.

Absent.—Messrs. Atkinson, Daniels, Ebey, Iverson, Korter, McReavy, Percival, Stiles, Ward and Warman.—10.

The Speaker gave notice that he was about to sign,

H. B. 35.—An act defining the rights of jurors in Washington Territory.

H. M. 10.—Relative to authority being given the resident deputy inspector of customs residing on San Juan Island to enter and clear vessels.

H. J. R. 14.—Relative to joint convention to give audience to sub-committee of Portland Board of Trade.

Mr. Daniels moved to reconsider the vote by which

H. J. R. 15.—Relative to an extra session of the Legislative Assembly of the Territory of Washington.

Was referred to committee on Memorials and Federal relations.

Motion carried.

Mr. Daniels moved to amend by striking out the word "ten" and insert the word "fifteen."

Amendment adopted.

On motion of Mr. Daniels.

The rules were suspended and resolution read third time as amended now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Resolution passed and clerk instructed to inform the Council of its passage.

H. B. 57.—An act to provide a system for Common Schools.

Was again resumed, and after the adoption of the several amendments submitted, and the addition of new sections, the bill was passed to third reading, now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Those voting in the negative were:

Messrs. Foster, Kelly, Korter, La Du, Long and McReavy.—6.

Bill passed and title agreed to.

On motion, the House adjourned.

R. G. O'BRIEN, *Chief Clerk.*

HOUSE OF REPRESENTATIVES,
Friday, November 2, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Barnes, Chipman, Davis, Ebey, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—22.

Absent.—Messrs. Atkinson, Daniels, Foster, Horr, McReavy, Miller and Stiles.—7.

Prayer by Rev. J. R. Thompson, acting as Chaplain.

On motion of Mr. Foster,

Further reading of the Journal was dispensed with,

REPORTS OF STANDING COMMITTEES.

Mr. McDonnell from the committee on Counties, submitted the following:

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 90.—An act defining the boundary between the counties of Island, San Juan, Whatcom and Snohomish.

Have had the same under consideration and report the same back with the following amendments.

To strike out all of Sec. 3 and insert in place the following section:

SECTION 3. Snohomish county shall be bounded as follows; Commencing at the southwest corner of Whatcom county, thence east to the summit of the Cascade mountains, thence southerly along the said summit of the Cascade mountains to the northeast corner of King county, it being a point due east of the northeast corner of Township number twenty-six north, of Range four east, thence due west along the north boundary of King county to Admiralty Inlet, thence northerly along the channel of said inlet to the entrance of Port Susan, including Gedney Island, thence up the main channel of Port Susan to the mouth of the Stilaguamish river, thence northwesterly through the channel of the Slough at the head of Camano Island, known as Davis Slough, thence northerly to the place of beginning.

And recommend its passage as amended.

EDWARD MCDONNELL,
Chairman.

Mr. Horr from the committee on Hospital for Insane submitted the following:

MR. SPEAKER—

Your committee on Hospital for Insane, to whom was referred that part of the Governor's Message relating to Hospital for Insane, having duly considered the same and having visited said Hospital and having duly considered the reports of the Trustees and Superintendent and having examined the books of the same, find that the Hospital is in fair condition and that the patients seem to be well cared for, having everything that could possibly tend to their recovery. There, however, seems to be a necessity for further improvements in order to make room for the increased number of patients and their better classification. The books are found well and properly kept, but your committee believe a great saving could be made by instructing the Trustees to call for bids for supplies or by opening accounts with wholesale houses in San Francisco. They are also of the opinion that the number of Trustees should be reduced to three and they to have unlimited control of the institution with authority for making all necessary repairs and the contracting for all supplies without limit as to the quantity, but believe they should be restricted in regard to salaries paid, as they believe the present wages of a greater proportion of the employes are in excess of those heretofore paid and too high to suit the present times; these together with other improvements and amendments will be duly reported upon by bill as soon as practicable.

J. C. HORR, *Chairman.*

Report received.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 2, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed,

H. B. 35.—An act defining the rights of Jurors in Washington Territory.

H. J. R. 14.—Relative to joint convention to meet the special committee of the Portland Board of Trade.

H. M. 10.—Relative to authority being given the resident Inspector of Customs residing on San Juan Island to enter and clear vessels.

And that the Council has passed,

C. B. 46.—An act relating to Railroads in Washington Territory.

C. B. 57.—An act to provide for calling a convention to frame a Constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

C. B. 71.—An act to authorize the commissioners of Chehalis county to appropriate money for bridge purposes.

H. B. 118.—Substitute for,

H. B. 107.—An act to encourage the establishment of hatching-houses for the propagation of salmon.

H. J. R. 15.—Relative to an extra session of the Legislative Assembly, and herewith transmit the same and asks concurrence in amendments.

And that in pursuance of said Joint Resolution, I have this day transmitted to his Excellency, the Governor, a certified copy of such resolution.

T. B. MERRY, *Chief Clerk.*

Mr. Stiles from the committee on Roads and Highways submitted the following:

MR. SPEAKER—

Your committee on Roads and Highways, to whom was referred,

H. B. 89.—An act appropriating money for the construction of a wagon road across the Cascade Mountains.

Have had the same under consideration and report the same back without recommendation.

Also from the same, substitute for,

H. B. 10.—An act to amend an act entitled "An act to provide for the assessing and collecting county and Territorial revenue. Approved, Nov. 12, 1875."

Have had the same under consideration and report the same back with the recommendation that it do pass.

CHARLES T. STILES,
Chairman.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 2, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has concurred in the House Amendments to sections 1 and 8 of

C. B. 18.—An act providing for a short hand reporter for the District courts.

And that the Council refuses to concur in the House amendments striking out Sec. 6 of said bill, and has inserted a new section as Sec. 6 of said bill, asking that the House recede from its action. The bill is herewith transmitted.

Also that the Council has passed, Substitute for,

H. B. 93.—An act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

With amendments and ask concurrence therein.

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

With amendments and asks concurrence of the House therein.

T. B. MERRY, *Chief Clerk.*

Mr. Ward from the committee on Privileges and Elections submitted the following:

MR. SPEAKER—

Your committee on Privileges and Elections to whom was referred,

H. B. 105.—Entitled an act to amend an act relating to crimes and punishments and proceedings in criminal cases. Approved November 10, 1873.

Beg leave to report that they have had the same under consideration and recommend its passage.

SAMUEL G. WARD,
Chairman.

Mr. Whitson from the committee on Ways, Means and Claims submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred,

H. B. 34.—An act to amend an act entitled an act to establish the amount and provide for the payment of costs in certain cases. Approved December 2, 1869.

Have had the same under consideration and report the same back with the recommendation that it pass with the following amendment:

Amend Sec. 5 to read as follows:

SECTION 5. Whenever a sheriff shall be required to convey a prisoner out of the limits of his own county, he shall be entitled to receive the actual and necessary traveling expenses of said prisoner together with the actual and necessary expenses of maintaining said prisoner while being conveyed. The sheriff shall also in such case receive his own mileage in addition to the per diem at the rate of four dollars per day for every day necessarily consumed in the discharge of said duty.

EDWARD WHITSON,
Chairman.

Mr. Whitney from the committee on Education submitted the following:

MR. SPEAKER—

Your committe on Education to whom was referred,

C. B. 40.—An act to amend an act defining Nuisance and securing remedies.

Have had the same under consideration and report the same back with a recommendation that it do pass.

N. H. WHITNEY,
Chairman.

Mr. McDonnell from the committee on counties submitted the following:

MR. SPEAKER—

Your committee on counties to whom was referred,

H. B. 103.—An act to amend an act entitled an act to organize the county of Columbia, Washington Territory. Approved November 11, 1875.

Have had the same under consideration and report the same back without recommendation.

EDWARD McDONNELL,
Chairman.

Mr. McDonnell from the committee on Counties submitted the following:

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 109.—An act for the relief of Ezra P. Boyles, ex-Treasurer of Yakima county, and others.

Have had the same under consideration and report the same back with recommendation that it do pass.

EDWARD McDONNELL,
Chairman.

Mr. McDonnell from the committee on Counties submitted the following:

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 112.—An act to authorize the board of county commissioners of Jefferson county to borrow money.

Have had the same under consideration and report the same back with recommendation that it do pass. Also,

H. B. 114.—An act in relation to the location of the county seat of Klickitat county.

Have had the same under consideration and report the same back with recommendation that it do pass.

EDWARD McDONNELL,
Chairman.

Mr. Whitson from the committee on Ways, Means and Claims submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred,

H. B. 104.—Entitled an act for the relief of Fred S. Holmes.

Have had the same under consideration and report the same back with the recommendation that it do pass. Also,

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

And report the same back with substitute.

EDWARD WHITSON,
Chairman.

Mr. McDonnell from the committee on Counties submitted the following:

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 98.—An act to repeal an act entitled an act to prohibit the owners of hogs in certain counties from permitting the same from running at large.

Have had the same under consideration and report the same back with recommendation that it do pass.

EDWARD McDONNELL,
Chairman.

Mr. Whitson from the committee on Ways, Means and Claims submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred,

H. B. 69.—Entitled an act providing for the proper confinement of Territorial convicts.

Have had the same under consideration and report the same back with the following amendments and no further recommendation:

In Sec. 6, line 4, the words "ten thousand" after the word "of."

That in Sec. 7, line 6. after the word "act" the following be inserted, "and the said contractor shall transport from the place of their conviction to said prison all Territorial convicts who shall be sentenced during the term of said contract and all Territorial prisoners now confined whose term of imprisonment does not expire before the first day of July A. D., 1878, and he shall receive therefor from the Territorial Treasury the sum of five hundred dollars annually and no more.

Also strike out Sec. 14.

EDWARD WHITSON,
Chairman,

Mr. Daniels from the committee on Judiciary submitted the following:

MR. SPEAKER—

Your committee on Judiciary to whom is referred,

H. B. 59.—An act to amend Sec. 33, of Chap. 3, of an act entitled an act defining the jurisdiction and practice in the Probate Courts of W. T. Approved Nov. 11, 1873.

Have had the same under consideration and report the same back with the recommendation that the bill pass with the following amendments:

Add to Sec. 1 the following words:

Nothing herein contained shall prevent any mariner at sea, or soldier in the military service from disposing of his wages or other personal property by nuncupative will.

Also add to the bill the following section:

SECTION 2. This act to take effect and be in force from and after its passage. Also,

H. B. 72.—An act in relation to Grand and Petit Jurors.

Have had the same under consideration and report the same back and recommend its passage. Also,

Your committee on Judiciary to whom was referred,

H. B. 83.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Have had the same under consideration and report it back and recommend its passage.

W. BYRON DANIELS,
Chairman.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 2, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that there has been introduced and passed,

C. B. 75.—Substitute for,

C. B. 69.—An act making the Territorial Librarian *ex officio* custodian of the Territorial capitol.

Also that the Council has concurred in the House amendments to substitute for,

C. B. 13.—An act to amend an act entitled an act in relation to ditches, drains and water courses.

Also that the Council has passed,

H. B. 99.—An act relating to road districts in San Juan county.

C. B. 37.—An act to amend an act defining the practice and jurisdiction of Probate Courts. Approved Nov. 13, 1873.

H. B. 67.—An act to provide for taking of the census of Washington Territory.

Also has passed with amendments,

H. B. 56.—An act relative to the navigation of Samamish Slough.

Substitute for,

H. B. 66.—An act to amend an act to provide for pilots in the Straits of San Juan de Fuca. Approved Jan. 30, 1868.

And request concurrence of the House in Council amendments.

T. B. MERRY,
Chief Clerk.

BILLS, REPORTS AND OTHER BUSINESS LYING ON TABLE.

The report of the committee on Counties reporting back,

H. B. 90.—An act defining the boundary between the county of Island and the counties of San Juan, Whatcom and Snohomish.

Was, on motion, received with amendment and amendment adopted.

On motion of Mr. Iverson,

The rules were suspended and the bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Miller, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Bill passed and title agreed to.

The report of the committee on Roads and Highways reporting back,

H. B. 89.—An act appropriating money for the construction of a wagon road across the Cascade Mountains.

Was, on motion, adopted with amendments.

Mr. Horr moved to lay the bill on the table.

Motion carried.

Mr. Miller appealed from the decision of the chair on the result of the vote to table the bill.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Ward, Warbass, Warman, Whitney and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Foster, Iverson, Kelly, Miller, Tibbetts, and Whitson.—6.

Decision of the chair sustained.

Mr. Foster moved to take the bill from the table.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Ebey, Foster, Iverson, Kelly, Korter, Long, McDonnell, McReavy, Miller, Percival, Tibbetts, Warbass, Warman, Whitney and Whitson.—19.

Those voting in the negative were:

Messrs. Chipman, Davis, Gregory, Horr, La Du, Martin, Ringer, and Mr. Speaker.—8.

Motion to take the bill from the table, carried.

On motion of Mr. Foster,

On rising vote, rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Ebey, Foster, Iverson, Korter,

Long, Miller, Tibbetts, Warbass, Warman, Whitson and Mr. Speaker.—13.

Those voting in the negative were:

Messrs. Barnes, Chipman, Daniels, Davis, Gregory, Horr, Kelly, La Du, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Ward and Whitney.—16.

House refused to pass the bill.

On leave,

H. B. 27.—An act to amend an act entitled an act to amend an act entitled an act to incorporate the city of Walla Walla.

Was taken from the table.

The bill was returned from the Council amended, and on motion, the House concurred in the same.

The report of the committee on Roads and Highways reporting back,

Substitute for,

H. B. 10.—An act to amend an act to provide for the assessing and collecting of county and Territorial revenue. Approved Nov. 12, 1875.

Was adopted, and on motion, the bill read the third time now.

Mr. Gregory moved to reconsider the vote by which the bill passed to its third reading.

Motion carried.

Mr. La Du in the chair.

Mr. Newland moved to amend the bill by adding after the last word in Sec. 2, "provided that the counties of Walla Walla, Columbia, Whitman and Stevens shall assess after the first Monday in April until the 4th Monday in July."

Amendment adopted.

Mr. Whitson in the chair.

On motion of Mr. Atkinson,

Rules were suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Kelly, Korter, La Du, Martin, McDonnell, Ringer, Stiles, Ward, Warman and Mr. Speaker.—20.

Those voting in the negative were:

Messrs. Iverson, Long, McReavy, Miller, Tibbetts, Warbass, Whitney and Whitson.—8.

Bill passed and title agreed to.

Mr. McReavy moved to adjourn.

Motion lost.

On motion,

H. B. 118.—Substitute for,

H. B. 10.—An act providing a revenue to assist the Oregon and Washington Fish Propagating company.

Was taken from the table.

The bill was returned from the Council amended, and on motion the House concurred in the amendment,

On motion, House adjourned.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names.

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Absent.—Mr. McReavy.—1.

The report of the committee on Privileges and Elections, reporting back,

H. B. 105.—An act to amend an act relating to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Was, on motion, received.

Rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warman, Warbass, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

The repoat of the committee on Ways, Means and Claims reporting back,

H. B. 34.—An act to amend an act entitled an act to establish the amount and provide for the payment of costs in certain cases. Approved Dec. 2, 1869.

Was, on motion, received, and amendment adopted.

On motion, the rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Those voting in the negative were:

Mr. Korter.

Bill passed and title agreed to.

The report of the committee on Education reporting back,

C. B. 40.—An act to amend an act entitled an act defining nuisances and securing remedies. Approved Nov. 12, 1875.

Was, on motion, received, rules suspended and bill read third time now.

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

The report of the committee on Counties reporting back,

H. B. 103.—An act to amend an act entitled an act to organize the county of Columbia in Washington Territory. Approved Nov. 11, 1875.

Was, on motion, received, rules suspended and bill read third time now.

Mr. La Du in the chair.

Mr. Daniels moved to lay the bill on the table until tomorrow morning.

Motion carried.

Mr. Daniels moved to take up Council business.

Motion lost.

Speaker in the chair.

The report of the committee on Counties, reporting back,

H. B. 109.—An act for the relief of Ezra P. Boyls, and others.

Was, on motion, received, rules suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—26.

Those voting in the negative were:

Messrs. Davis, Miller and Warbass.—3.

Bill passed and title agreed to.

The report of the committee on Counties reporting back,

H. B. 112.—An act to authorize the Board of county commissioners of Jefferson county, to borrow money.

Was, on motion, received, and the rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—29.

Bill passed and title agreed to.

The report of the same committee reporting back,

H. B. 114.—An act in relation to the location of the county seat of Klickitat county, W. T.

Was, on motion, received, and rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—29.

Bill passed and title agreed to.

The report of the committee on Ways, Means and Claims. reporting back,

H. B. 104.—An act for the relief of Fred S. Holmes.

Was, on motion, received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Those voting in the negative were:

Messrs. Kelly and Miller.—2.

Bill passed and title agreed to.

The report of the same committee reporting back,

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

With Substitute.

On motion, substitute was adopted and bill read second time by title.

On motion of Mr. La Du.

Rules were suspended and bill read second time by title.

On motion of Mr. Korter,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Those voting in the negative were:

Messrs. Chipman, Horr, and Ringer.—3.

Bill passed and title agreed to.

The report of the committee on counties reporting back,

H. B. 98.—An act to repeal an act entitled an act to prohibit the owners of hogs in certain counties from permitting the same to run at large.

Report received.

Mr. Miller in the chair.

Mr. La Du moved to indefinitely postpone the bill.

Motion carried.

The report of the committee on Ways, Means and Claims reporting back,

H. B. 69.—An act providing for the proper confinement of Territorial convicts.

Was, on motion, received, and amendments adopted.

Mr. Ward further amended by striking out the word "five" after seventy in line 2, Sec. 7.

Amendment adopted.

On motion of Mr. Ward,

The rules were suspended and bill read third time now.

Mr. Warbass moved to reconsider the vote whereby the bill passed to its third reading.

Motion carried and bill reconsidered.

Mr. Stiles moved to strike out Sec. 13.

Motion carried.

On motion of Mr. Horr,

The rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Atkinson, Barnes, Gregory, Korter, La Du, and Miller.—6.

Bill passed and title agreed to.

Mr. Whitney moved to adjourn until 7 o'clock this evening.

Motion lost.

Mr. Gregory moved to adjourn until 9:30 tomorrow morning.

Motion lost.

The report of the committee on Judiciary, reporting back,

H. B. 59.—An act to amend Sec. 33, of Chap. 3, of an act entitled an act defining the jurisdiction and practice in the Probate Courts of W. T. Approved Nov. 11, 1873.

Was, on motion, received, and amendment adopted.

On motion of Mr. Daniels,

The rules were suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—24.

Those voting in the negative were:

Messrs. Kelly and Korter.—2.

Bill passed and title agreed to.

The report of the same committee reporting back,

H. B. 72.—An act in relation to Grand and Petit Jurors.

Was, on motion, received.

Mr. Whitson moved to lay the bill on the table subject to the order of the House.

Motion carried.

The report of the same committee reporting back,

H. B. 83.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Report received, and on motion, rules were suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney and Mr. Speaker.—25.

Bill passed and title agreed to.

Mr. Miller moved to adjourn.

Motion lost.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

H. B. 108.—Substitute for,

C. B. 19.—An act to apportion the Legislative Assembly.

Was returned from the Council amended.

The question being put, "will the House concur in the Council amendment," the ayes and noes being called for and resulted as follows:

Those voting in the affirmative were:

Messrs. Ebey, Foster, Horr, Iverson, Kelly, Korter, McReavy, Miller, Ward, Warbass and Warman.—11.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Gregory, La Du, Long, Martin, McDonnell, Percival, Ringer, Stiles, Tibbetts, Whitney, Whitson and Mr. Speaker.—18.

House refused to concur.

Mr. Horr moved that a committee of conference consisting of three be appointed to adjust the matter.

Motion carried, and Messrs. Horr, La Du and Ringer appointed as such committee.

On motion, the House adjourned.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Saturday, November 3, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—27.

Absent.—Messrs. Ebey, and Ringer.—2.

Prayer by Rev. J. R. Thompson, acting as Chaplain.

Reading of yesterday's Journal was dispensed with.

Report of the committee of conference on,

C. B. 18.—An act to provide for a short hand reporter for District Courts.

MR. SPEAKER—

Your committee of conference, to whom was referred,

C. B. 18.—An act to provide for a short hand reporter for the District Courts.

Have had the same under consideration and report the same back and recommend that the House amendment to sections 1 and 8 be concurred in by the Council, and that the House amendment to Sec. 6 be not concurred in, and that the House recede from said amendment to said Sec. 6.

C. H. HANFORD,
Of Committee on Part of Council.
JOHN MCREAVY,
Of Committee on Part of House.

On motion,

C. B. 18.—An act to provide for a short hand reporter for the District Courts.

Was taken from the table, reports adopted with the amendments, and the clerk instructed to inform the Council of the action of the House.

Mr. Chipman moved to reconsider the vote by which the House refused to pass,

H. B. 89.—An act appropriating money for building a wagon road across the Cascade Mountains.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Ebey, Foster, Iverson, Kelly, Long, McDonnell, Miller, Percival, Tibbetts, Ward, Warbass, Warman, Whitson and Mr. Speaker—18.

Those voting in the negative were:

Messrs. Daniels, Davis, Gregory, Horr, La Du, Martin, McReavy, Ringer, Stiles and Whitney.—10.

Motion to reconsider carried.

Mr. Foster moved to reconsider the vote by which the bill passed to its third reading.

Motion carried.

Mr. McReavy moved to lay the bill on the table subject to the order of the House.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Daniels, Davis, Gregory, Horr, La Du, Martin, McDonnell, McReavy, Ringer, Stiles, Warman, and Whitney.—14.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Ebey, Foster, Iverson, Kelly, Korter, Long, Miller, Percival, Tibbetts, Ward, Warbass, Whitson and Mr. Speaker.—15.

Motion to lay on the table lost.

On motion of Mr. Horr,

The bill was referred back to committee on Roads and Highways.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

H. J. R. 12.—Relative to new business.

Was returned from the Council amended, and on motion, the House concurred in the Council amendment.

C. B. 52.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction.

Bill read first and second times by title.

On motion, the bill was referred to committee on Judiciary.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 2, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

C. B. 50.—Substitute for,

C. B. 34.—An act to amend an act in relation to Roads, Ferries, Bridges and Travel upon Public Highways.

C. B. 68.—An act in relation to streets and alleys in unincorporated towns.

And herewith transmit the same for concurrent action.

And the following bills have been correctly enrolled:

C. B. 13.—An act to amend an act entitled an act in relation to ditches, drains and water courses.

C. B. 27.—An act to provide for the appointment of a County Assessor for the County of Pierce and defining his duties.

C. B. 42.—An act to repeal an act entitled an act to disincorporate the town of Tumwater.

C. B. 45.—An act to provide for the Election of Justices of the Peace in case of vacancy.

C. B. 48.—An act in relation to Commissioners of Deeds.

C. B. 56.—An act in relation to the collection of Licenses in the cities of Tacoma and Steilacoom.

C. B. 61.—An act to authorize the Governor to offer a reward for the arrest of the murderer of Ole Haagenson.

And herewith transmit the same for your signature.

T. B. MERRY,
Chief Clerk.

C. B. 37.—An act to amend an act entitled an act defining the practice and jurisdiction of Probate Courts. Approved Nov. 11, 1873.

Bill read first time by title.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion, bill was referred to committee on Corporations.

C. B. 46.—An act relating to railroads in the Territory of Washington.

Bill read first time, by title.

On motion of Mr. Iverson,

Rules were suspended and bill read second time by title.

On motion, bill was referred to committee on Roads and Highways.

C. B. 11.—An act to provide for the incorporation of cities.

Bill read first time by title.

On motion, rules were suspended and bill read second time. by title.

On motion of Mr. La Du,

Bill was referred to committee on Corportions.

C. B. 71.—An act to authorize the county commissioners of Pacific and Chehalis counties to appropriate money for the building of bridges and improvement on Public Highways.

Bill read first time by title.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The rules were suspended and bill read third time by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Bill passed and title agreed to.

C. B. 75.—Substitute for,

C. B. 69.—An act making the Territorial Librarian *ex officio* custodian of the capitol building, grounds and other property appurtenant thereto.

Bill read first time by title.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Territorial Library, Public Buildings and Grounds.

Substitute for,

H. B. 66.—An act to amend an act entitled an act to provide for pilots for the Straits of Juan De Fuca, in W. T. Approved Jan. 30, 1868.

Returned from the Council with amendments.

The ayes and noes being called for on concurrence in the amendment, resulted as follows:

Those voting in the affirmative were:

Messrs. Atkinson, Ebey, Gregory, Korter, La Du, Martin, Whitney, Whitson and Mr. Speaker.—9.

Those voting in the negative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Fos-

ter, Horr, Iverson, Kelly, Long, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass and Warman. —20.

House refused to concur in the Council amendment.

C. B. 47.—Substitute for,

H. B. 9.—An act to legalize and make valid the location of county roads.

Bill read first time by title.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. Long,

The rules were further suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Korter, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass and Warman.—21.

Those voting in the negative were:

Messrs. Gregory, La Du, Ringer, Whitney, Whitson and Mr. Speaker.—6.

Bill passed and title agreed to.

Mr. Warbass moved that the Sergeant-at-arms be instructed to place the flag at half-mast in the Capitol Building in respect to the memory of Senator Morton, who died yesterday morning.

Motion carried.

C. B. 43.—An act to regulate marriages.

Bill read first time.

Mr. Ringer moved to indifinitely postpone the bill.

Ayes and noes called for, with following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Davis, Gregory, Horr, Martin, McDonnell, Ringer, Ward, Warman, and Mr. Speaker.—11.

Those voting in the negative were:

Messrs. Barnes, Daniels, Ebey, Eoster, Iverson, Kelly, Korter, La Du, Long, McReavy, Percival, Stiles, Tibbetts, Warbass, Whitney, and Whitson.—16.

House refused to postpone.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Gregory,

The bill was referred to committee on Roads and Highways.

C. B. 57.—An act to provide for calling a convention to frame a constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Privileges and Elections.

C. B. 54.—An act to protect persons selling Spirituous, Malt or Fermented Liquors, from the misrepresentations of Minors as to their ages.

Bill read first time.

On motion, the rules were suspended and bill read second time by title.

On motion of Mr. Stiles,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Gregory, Horr, Iverson. Kelly, Korter, La Du, Long, McDonnell, McReavy, Percival, Ringer, Stiles, Ward, Warbass, Warman, Whitney and Whitson.—23.

Those voting in the negative were:

Messrs. Chipman, Martin and Speaker.—3.

Bill passed ann title agreed to.

C. B. 59.—An act to amend an act to provide for the protection of Game. Approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. Gregory,

Rules were suspended and bill read second time by title.

On motion of Mr. Gregory,

The bill was referred to committee on Military Affairs.

C. B. 67.—An act to protect persons owning lands near tide water.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. Iverson,

The bill was referred to committee on Indian Affairs.

C. J. R. 12.—Relative to printing the Journals of past sessions of the Legislative Assembly.

Resolution read first time.

Mr. Horr moved to lay the resolution on the table.

Motion carried.

C. B. 25.—An act abolishing the office of Coroner.

Bill read first time.

On motion, rules were suspended and bill read second time title.

On motion of Mr. Korter,

The bill was referred to committee on Indian Affairs.

C. B. 28.—An act to amend an act entitled an act relative to crimes and punishments, and proceedings in criminal cases.

Bill read first time.

On motion, rules were suspended and bill read second time, by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

C B. 60.—An act to amend the city charter of Seattle.

Bill read first time by title.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Ward,

The bill was referred to committee on Corporations.

C. B. 31.—An act to provide for the codification of the laws of Washington Territory.

Bill read first time by title.

On motion of Mr. Whitson,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney,

The bill was referred to committee on Judiciary.

C. B. 64.—An act to incorporate the city of Olympia.

Bill read first time by title.

On motion of Mr. Horr,

Rules were suspended and bill read second time, by title.

On motion of Mr. Horr,

The bill was referred to committee on Corporations,

C. M. 7.—Relative to extending the time for holding the sessions of the Legislative Assembly.

Memorial read first time.

On motion of Mr. Horr,

The rules were suspended and memorial read second time by title.

On motion of Mr. Whitson,

The rules were further suspended and memorial read the third time now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, McDonnell, Miller, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative were:

Messrs. Martin and McReavy.—2.

Memorial passed.

C. B. 68.—An act in relation to streets and alleys in unincorporated towns.

Bill read first time.

On motion of Mr. Iverson,

The rules were suspended and bill read second time by title.

On motion of Mr. Kelly,

The rules were further suspended and the bill read the third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster Horr, Iverson, Kelly, Long, Martin, McDonnell, McReav , Miller, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative were:

Messrs. Korter and La Du.—2.

Bill passed and title agreed to.

On motion, the House adjourned.

AFTERNOON SESSION.

House met, the Speaker in the chair.

At roll call the following members answered to their names.

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Stiles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—25.

Absent.—Messrs. Foster, McReavy, Ringer, and Warbass. —4.

The Speaker gave notice that he was about to sign,

C. B. 45.—An act to provide for the election of Justices of the Peace in case of vacancy.

C. B. 48.—An act in relation to Commissioners of Deeds.

C. B. 61.—An act authorizing the Governor to offer a reward of $500 for the arrest of the murderer of Ole Haagenson.

C. B. 13.—An act to amend an act entitled an act to autorize the construction of ditches, drains or water courses. Approved Nov. 12, 1875.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 3, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the committee on Enrolled Bills report as correctly enrolled.

C. B. 18.—An act to provide for a short hand reporter for District Courts.

Also passed with amendment,

H. B. 106.—An act regulating salmon fisheries in the waters of the Columbia river.

With amendmedts, and ask concurrence of the House in the Council amendments to the bill.

Also has passed,

C. B. 82.—An act for the protection of Quail in the counties of Walla Walla, Whitman and Columbia.

C. B. 86.—An act to provide for printing certain pamphlets.

C. B. 92.—An act for the relief of J. R. Thompson, D. N. Utter, J. P. Ludlow and A. Atwood.

And herewith transmit the same for concurrent action.

T. B. MERRY,
Chief Clerk.

C. B. 42.—An act to disincorporate the town of Tumwater.

C. B. 56.—An act in relation to the collection of licenses in the cities of Tacoma and Steilacoom.

C. B. 27.—An act to provide for the appointment of a county Assessor for the County of Pierce, and defining his duties.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

Substitute for,

C. B. 34.—An act to amend an act entitled an act in relation to roads, ferries, bridges and travel on public highways. Approved Dec. 2. 1869.

Bill read first time by title.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion, the bill was referred to committee on Roads and Highways.

H. B. 76.—An act to amend an act entitled "An act in relation to Attorneys and Counsellors at Law." Passed January 24, 1863.

Returned from the Council amended, and on motion, the House concurred in the amendments.

H. B. 58.—An act to repeal an act entitled an act to amend an act entitled an act in relation to quartz mining claims. Approved Nov. 12, 1875.

Returned from the Council amended, and on motion the House concurred in the amendments.

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

Returned from the Council amended and on motion the House concurred in the amendment.

H. B. 56.—An act relative to the navigation of Samamish Slough.

Returned from the Council amended and on motion the House concurred in the amendment.

Substitute for,

H. B. 93.—An act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

Returned from the Council with amendment.

The question being, "will the House concur in the Council amendment?" the ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Barnes and Martin.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—27.

House refused to concur.

Mr. McReavy moved that a committee of conference be appointed consisting of three, to adjust the matter with a similar committee from the Council.

Motion carried.

The Speaker appointed Messrs. Percival, McReavy and Horr.

Mr. Horr introduced the following resolution:

Resolved, That the committee on Territorial Library, Public grounds and buildings are instructed to take into consideration the advisability and cost of running the water from the main or branch line of water works into the Capitol building and report by bill if they favor the project.

Resolution adopted.

Mr. Whitson in the chair.

H. B. 103.—An act to amend an act entitled an act to organize the county of Columbia in Washington Territory. Approved Nov. 11, 1875.

Mr. Newland moved to indefinitely postpone the bill.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Davis, Ebey, Horr, Iverson, McDonnell, Miller, Percival, Ringer, Tibbetts, Warman, and Mr. Speaker.—14.

Those voting in the negative were:

Messrs. Barnes, Foster, Gregory, Kelly, Korter, La Du, Long, Martin, McReavy, Stiles, Ward, Warbass, Whitney, and Whitson.—14.

Motion to postpone, lost.

Mr. Gregory submitted an amendment to Sec. 1, which on motion was adopted.

On motion of Mr. Barnes, rules were suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Foster, Gregory, Korter, Martin, Stiles and Whitney.—7.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Horr, Iverson, Kelly, La Du, Long, McDonnell, McReavy, Miller, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitson and Mr. Speaker.—22.

House refused to pass the bill.

Mr. Chipman was granted leave of absence until Monday.

On leave Mr. Ringer introduced,

H. B. 128.—An act to amend an act entitled an act to establish a Hospital for the Insane of Wash. Ter.

Bill read first time.

On motion of Mr. Ringer,

Rules were suspended and bill read second time by title.

On motion of Mr. McReavy,

The bill was referred to Committee on Hospital for Insane.

H. B. 106.—An act regulating salmon fishing in the waters of the Columbia river.

Returned from the Council amended, and on motion House concurred in Council amendments.

Mr. La Du in the chair.

Mr. Ringer asked leave of absence for the balance of the term on account of sickness in his family.

On motion leave was granted.

On leave, Mr. Miller from the committee on Enrolled Bills submitted the following:

MR. SPEAKER—

Your committee on Enrolled Bills to whom was referred,

H. B. 118.—An act to encourage the establishment of hatching-houses on the waters of the Columbia river for the propagation of salmon.

H. B. 79.—An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

H. B. 27.—To amend an act entitled an act to amend an act entitled an act to incorporate to City of Walla Walla.

H. M. 17.—Praying for vessels of war to be stationed on Puget Sound.

H. B. 117.—An act extending the time for the collection of taxes in King county, W. T.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER.
Chairman,

REPORTS OF STANDING COMMITTEES.

Mr. Daniels from the committee on Judiciary submitted the following:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

C. B. 65.—An act to regulate the practice and proceedings in civil actions.

C. B. 33.— An act relating to liens.

Have had the same under consideration and report the same back and recommend their passage.

W. BYRON DANIELS,
Chairman.

Mr. Stiles from the committee on Roads and Highways submitted the following:

MR. SPEAKER—

Your committee on Roads and Highways to whom was referred,

C. B. 41.—An act relating to Railroads in the Territory of Washington.

Have had the same under consideration and report the same back with the recommendation that it do pass.

CHARLES T. STILES
Chairman.

Mr. Chipman from the committee on Agriculture submitted the following:

MR. SPEAKER—

Your committee on Agriculture to whom was referred,

H. B. 111.—An act to appropriate money to encourage industrial pursuits in this Territory.

Have had the same under consideration and report the same back with out recommendation.

JOHN CHIPMAN,
Chairman.

The report of the committee on Judiciary reporting back.

C. B. 33.—An act to liens.

Was on motion received, the rules suspended and bill read the third time, now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, and Whitson.—23.

Those voting in the negative were:

Mr. Barnes.

The report of the same committee reporting back,

C. B. 65.—An act to regulate the practice and proceedings in civil cases.

Was, on motion, received and bill read the third time, now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, LaDu, Martin, McDonnell, McReavy, Miller, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—24.

Bill passed and title agreed to.

On leave, Mr. Daniels introduced,

H. B. 129.—An act to provide and pay for additional Enrolling Clerks for the Sixth Biennial Session of the Legislative Assembly of Washington Territory.

Bill read first time.

On motion, the rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Daniels, Davis, Foster, Horr, Iverson, Kelly, La Du, Martin, McDonnell, McReavy, Miller, Percival, Ringer, Stiles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Barnes, Gregory, and Warbass.—3.

The report of the committee on Roads and Highways reporting back,

C. B. 46.—An act relating to railroads in the Territory of Washington.

Was, on motion, received.

On motion of Mr. Horr,

The bill was laid on the table until Monday.

The report of the committee on Agriculture reporting back,

H. B. 111.—An act to appropriate money to encourage industrial pursuits in this Territory.

Was, on motion, received, and bill laid on the table.

Mr. McDonnell moved to reconsider the vote by which the bill was laid on the table.

Motion carried.

Mr. Gregory moved that the minority members of the committee be allowed to have the bill until Monday.

Motion lost.

Mr. Miller moved to adjourn.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Atkinson, Daniels, Ebey, Foster, Gregory, Horr, Kelly, McDonnell, McReavy, Miller, Percival, Tibbetts, Ward, Whitney, and Whitson.—15.

Those voting in the negative were:

Messrs. Andrews, Barnes, Davis, Iverson, Korter, La Du, Long, Martin, Ringer, Stiles, Warbass, Warman, and Mr. Speaker.—13.

Motion to adjourn carried.

House adjourned.

HOUSE OF REPRESENTATIVES,
Monday, November 5, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Abent.—Mr. Miller.

Prayer by Rev. D. N. Utter, acting as Chaplain.

Reading of Saturday's Journal was dispensed with.

Mr. Miller was excused from attendance today on account of sickness.

Mr. Foster moved to reconsider the vote whereby the House refused to concur in the Council amendments to,

Substitute for,

H. B. 66.—An act to amend an act entitled an act to provide pilots for the Straits of Juan de Fuca, in Washington Territory. Approved Jan. 30, 1868.

Motion carried.

The Speaker gave notice that he was about to sign,

H. B. 117.—An act for extending the time for the collection of taxes in King county, W. T.

H. B. 27.—An act to amend an act entitled an act to amend an act entitled an act to incorporate the city of Walla Walla.

H. B. 118.—An act to encourage the establishment of

hatching-houses on the waters of the Columbia river for the the propagation of salmon.

H. M. 11.—Praying for vessels of war to be stationed on Puget Sound.

H. B. 79.—An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

C. B. 18.—An act to provide for a short hand reporter for District Courts.

C. B. 40.—An act to amend an act entitled an act defining nuisances and securing remedies. Approved Nov. 12, 1875.

REPORTS OF STANDING COMMITTEES.

Mr. McReavy from the committee on Corporations submitted the following,

MR. SPEAKER—

Your committee on Corporations to whom was referred,

C. B. 64.—An act to incorporate the city of Olympia.

Have had the same under consideration and report the same back without recommendation, finding a diversity of opinion on the amendment in article three line 2 of Sec. 2, the clerk and the marshal shall be elected; we submit herewith a communication from the board of Trustees of the Town of Olympia.

JOHN MCREAVY,
Chairman.

At a special session of the Board of Trustees of the town of Olympia held on the 3d day of November 1877. The following business was transacted:

Mayor J. P. Judson presiding,

Present Trustees, Blinn, Pattison, Ranke, Treen and Turner. Absent, Mr. Dobbins.

The Mayor stated that the object of this meeting was to take into consideration the amendment proposed to the town charter, providing for the election by the people of the Marshal, Treasurer and Clerk.

After some discussion Mr. Blinn moved that the amendment proposed providing for the election of town officers by the people be *stricken out.* Motion carried. When on motion of Mr. Treen the vote to strike out was declared unanimous.

When Board adjourned.

The foregoing is a full, true and correct journal of the proceedings of Board of Trustees of the Town of Olympia at a special session held Nov. 3, 1877.

A. A. PHILLIPS,
Clerk of Board.

Mr. Miller from Enrolled bills submitted the following:

MR. SPEAKER—

Your committee on Enrolled bills to whom was referred,

H. B. 58.—An act to repeal an act entitled an act to amend

an act entitled an act in relation to quartz mining claims. Approved Nov. 12, 1875.

H. B. 56.—An act to declare Samamish Slough in the county of King a public highway.

H. B. 29.—An act concerning marks and brands in the Territory of Washington.

H. J. R. 12.—Relative to new business.

H. B. 99.—An act relating to road districts in San Juan county.

H. J. R. 15.—Relative to an extra session of the Legislative Assembly of the Territory of Washington.

H. B. 76.—An act to amend an act entitled an act in relation to attorneys and counsellors at law. Passed Jan. 24, 1863.

H. B. 67.—An act to provide for taking the census of Washington Territory.

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER,
Chairman.

Report of the committee on Roads and Highways:

MR. SPEAKER—

Your committee on Roads and Highways to whom was referred,

H. B. 89.—An act appropriating money for building a wagon road across the Cascade Mountains.

Have had the same under consideration and report the same back with amendments without recommendation.

CHARLES T. STILES,
Chairman.

Report received.

Report of Special committee:

MR. SPEAKER—

Your committee to whom was referred,

H. B. 122.—An act defining the boundary of Pierce county.

Have had the same under consideration and report the same back without recommendation.

W. B. KELLY,
JOHN MCREAVY,
GEO. W. TIBBETTS,
J. FOSTER.

Mr. McDonnell presented the following minority report on,

C. B. 46.—An act relating to Railroads in Washington Territory.

MR. SPEAKER—

As a member of your committee on Roads and Highways to whom was referred,

C. B. 46.—An act relating to Railroads in Washington Territory.

Beg leave to make a minority report:

Your committee was called together during a session of the House, and was called on by the Chairman to report without having any opportunity of examining the bill, I did not read the bill nor hear it read.

I visited the capitol building three times on Sunday for the purpose of obtaining the bill to study its provisions, but it could not be found by the clerk.

This morning the bill was laid on the clerk's desk by some person.

If the committee considers it a just one why do they try to smuggle it through the committee by fraudulent means.

Therefore I cannot concur with the majority in recommending its passage.

EDWARD MCDONNELL,
Minority Committee.

Report received.

Report of the committee on Printing:

MR. SPEAKER—

Your committee on Printing to whom was referred,

H. B. 121.—An act fixing the rate to be paid for public printing, and for auditing the accounts of the Public Printer.

Have had the same under consideration and report the same back and recommend its passage.

A. J. GREGORY,
Chairman.

Report of the committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

H. B. 23.—An act to provide for the payment of surveyors, chain-bearers, and viewers in Walla Walla County.

Have had the same under consideration and report the same back and recommend its passage with the following amendments:

Add to the title the words "in Walla Walla county."

In the fourth line of Sec. 1 insert after the word county the words "of Walla Walla."

That Sec. 2 of the bill be struck out and sections 3 and 4 be numbered respectively 2 and 3.

W. BYRON DANIELS,
Chairman.

The report of the committee on Ways, Means and Claims:

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred,

C. B. 26.—An act for the relief of J. C. Horr and others.

Have had the same under consideration and report the same back with the recommendation that it do pass with the following amendment:

That the figures opposite the name of E. A. Light be stricken out and $14.25 be inserted instead. Also,

H. B. 78.—Entitled an act appropriating certain Territorial tax of Lewis county for bridge purposes.

And report the same back with substitute and recommend that it do pass.

EDWARD WHITSON,
Chairman.

PROPOSITIONS AND MOTIONS.

Mr. Gregory introduced,

H. B. 130.—An act regulating the practice of medicine and surgery.

Bill read first time.

On motion of Mr. Iverson,

The bill was read second time by title.

On motion of Mr. Gregory,

The bill was referred to committee on Education.

Mr. Gregory moved that 75 copies be printed.

Motion carried.

Mr. Whitney introduced,

H. B. 131.—An act in relation to roads and bridges in Klickitat County.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—26.

Bill passed and title agreed to.

Mr. Korter introduced,

H. B. 132.—An act to amend an act entitled an act for the election of County Commissioners and defining their duties.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney,

The bill was referred to committee on Counties.

Mr. Daniels moved that 50 copies be printed.

Motion lost.

Mr. Whitney introduced,

H. B. 133.—An act relative to hogs in Snohomish county and certain townships in Klickitat county.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Iverson,

The rules were further suspended and bill read the third time, now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

Mr. Tibbetts introduced,

H. B. 134.—An act providing for the training of indigent, mute and blind children.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. Tibbetts,

The bill was referred to committee on Education.

Mr. McReavy introduced,

H. B. 135.—An act establishing free scholarship in the University of the Territory of Washington.

Bill read first time.

On motion of Mr. McReavy,

Rules were suspended and bill read second time by title.

On motion of Mr. McReavy,

The bill was referred to committee on Education.

Mr. Foster introduced,

H. B. 136.—An act reimbursing the Regents of the Territorial University for expenses in attending meetings of the Board.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read second time by title.

On motion of Mr. Warbass,

The bill was referred to committee on Ways, Means and Claims.

Mr. La Du in the chair.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 3, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

C. B. 36.—An act to amend an act in relation to Licences.

C. B. 44.—An act to enable the Board of Health for District of Puget Sound to purchase land for site ofr a pest house.

C. B. 66.—An act to provide for raising a revenue for road purposes in Columbia county.

And that the President has signed,

C. B. 13.—An act to amend an act entitled an act to authorize the construction of ditches, drains or water-courses. Made and approved Nov. 12, 1875.

C. B. 27.—An act to provide for the appointment of a County Assessor for the County of Pierce and defining his duties.

C. B. 42.—An act to disincorporate the town of Tumwater.

C. B. 45.—An act to provide for the election of Justices of the Peace in case of vacancy.

C. B. 48.—An act in relation to Commissioners of Deeds.

C. B. 56.—An act in relation to the collection of Licenses in the cities of Tacoma and Steilacoom.

C. B. 61.—An act authorizing the Governor to offer a reward of $500 for the arrest of the murderer of Ole Haagenson.

And that the following bills reported correctly enrolled are transmitted for your signature:

C. B. 65.—An act to regulate the practice and proceedings in civil actions.

C. B. 40.—An act to amend an act entitled an act defining nuisances and securing remedies. Approved Nov. 12, 1875.

C. B. 18.—An act to provide for a short hand reporter for the District Courts.

The same are herewith transmitted for your signature.

T. B. MERRY, *Chief Clerk.*

Mr. Foster introduced,

H. B. 137.—An act providing a compensation for the Regents of the Territorial University.

Bill read first time.

On motion of Mr. McReavy,

The rules were suspended and bill read second time by title.

On motion of Mr. Kelly,

The bill was referred to committee on Ways, Means and Claims.

Mr. Andrews introduced,

H. B. 138.—An act relating to the improvement of tide lands.

Bill read first time.

On motion of Mr. Andrews,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Agriculture.

Mr. Ward introduced,

H. B. 139.—An act declaring a certain road to be a Territorial road.

Bill read first time.

On motion of Mr. Ward,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Roads and Highways.

Mr. Daniels introduced,

H. B. 140.—An act to provide and pay for the publication and distribution of certain laws.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Warbass,

The bill was referred to committee on Printing.

Speaker in the chair.

Mr. La Du introduced,

H. B. 141.—An act relating to the duties of county Assessors.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Judiciary.

Mr. Whitney introduced,

H. B. 142.—An act to legalize and make valid the location of county roads.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney,

The bill was referred to committee on Judiciary.

Mr. Ebey introduced,

H. B. 143.—An act in relation to deer in Island county.

Bill read first time.

On motion of Mr. Ebey,

Rules were suspended and bill read second time by title.

On motion of Mr. Warbass,

The bill was referred to committee on Counties.

Mr. Tibbetts introduced,

H. B. 144.—An act authorizing the Territorial Auditor to purchase Musser's tax book attachment.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Ways, Means and Claims.

Mr. McReavy introduced,

H. B. 145.—An act defining the boundary line of Mason county.

Bill read first time.

On motion of Mr. McReavy,

Rules were suspended and bill read second time by title.

On motion of Mr. Korter,

The bill was referred to a special committee composed of members from Mason and Jefferson counties.

On leave, Mr. Warman introduced,

H. J. R. 16.—Relative to the death of Senator Oliver P. Morton.

Resolution read first time.

On motion, rules were suspended and resolution read second time by title.

On motion of Mr. Whitson,

The rules were further suspended and resolution read third time by title.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Speaker.—28.

Resolution passed unanimous.

On motion, House adjourned.

AFTERNOON SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Absent.—Mr. Iverson.

Mr. La Du introduced,

H. B. 146.—An act relating to the measurement of charcoal.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

Mr. Horr introduced,

H. B. 147.—An act authorizing the Territorial Treasurer to refund certain moneys.

Bill read first time.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —26.

Bill passed and title agreed to.

Mr. La Du introduced,

H. B. 148.—An act to authorize the Territorial Auditor to credit the several counties of the Territory of Washington with certain sums of money.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred te committee on Ways, Means and Claims.

Mr. La Du introduced,

H. B. 149.—An act to repeal an act entitled an act to incorporate the city of Kalama. Approved Nov. 29, 1871.

And all amendments thereto.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Corporations.

Mr. La Du introduced,

H. B. 150.—An act authorizing Wm. Jackson to construct a warehouse at Arkansas landing in Cowlitz county, W. T.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Roads and Highways.

Mr. Ward introduced,

H. B. 151.—An act regulating the time and manner of transferring Territorial funds from county to Territorial treasury.

Bill read first time.

On motion of Mr. Ward,

Rules were suspended and bill read second time by title.

On motion of Mr. Long,

The bill was referred to committee on Ways, Means and Claims.

Mr. Whitney introduced,

H. B. 152.—An act to amend an act entitled an act to provide for the assessing and collecting of county and Territorial revenue. Approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Counties.

Mr. Tibbetts introduced,

H. B. 153.—An act to provide for the recovery of certain money raised to aid in the construction of a wagon road across the Cascade Mountains.

Bill read first time.

On motion of Mr. Tibbetts,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—27.

Bill passed and title agreed to.

Mr. Kelly introduced,

H. B. 154.—An act to amend an act entitled an act relating to mortgages on personal property. Approved Nov. 12, 1875.

Bill read first time.

On motion of Mr. Kelly,

Rules were suspended and bill read second time by title.

On motion of Mr. Kelly,

The bill was referred to committee on Judiciary.

Mr. Whitson introduced,

H. B. 155.—An act establishing a system of school books for the county of Yakima.

Bill was laid on the table subject to the order of the House.

Mr. Ward introduced,

H. B. 156.—An act to provide for the greater security of money loaned.

Bill read first time.

On motion of Mr. Ward,

Rules were suspended and bill read second time by title.

On motion of Mr. McReavy,

The bill was referred to committee on Ways, Means and Claims.

Mr. Kelly introduced,

H. M. 16.—Praying Congress to amend section 1824 U. S. Revised Statutes.

Memorial read first time.

On motion of Mr. Kelly,

Rules were suspended and memorial read second time by title.

On motion of Mr. Horr,

The rules were further suspended and memorial read third time now.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—27.

Memorial passed.

Mr. Atkinson introduced,

H. M. 17.—Relative to carrying the U. S. mails from Port Townsend to Port Angeles by land.

Memorial read first time.

On motion of Mr. Korter,

Rules were suspended and memorial read second time by title.

On motion of Mr. Atkinson,

Rules were further suspended and memorial read the third time now.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Memorial passed.

Mr. Warman introduced,

H. M. 18.—Praying for the establishment of a Harbor of Refuge on the Northwest Coast.

Memorial read first time.

On motion of Mr. Tibbetts,

Rules were suspended and the memorial read second time, now by title.

On motion of Mr. La Du,

The rules were further suspended and the memorial read the third time, now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—22.

Memorial passed.

Mr. Andrews introduced,

H. M. 19.—Relative to the removal of obstructions from the Nooksack river.

Memorial read first time.

On motion of Mr. Andrews,

Rules were suspended and memorial read second time by title.

On motion of Mr. Iverson,

Rules were further suspended and memorial read the third time, now by title.

The question being "shall the memorial pass?" then went went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Memorial passed.

Mr. Percival introduced,

H. M. 20.—In relation to Indians east of the Cascade mountains.

Memorial read first time.

On motion of Mr. Percival,

Rules were suspended and memorial read second time by title.

On motion of Mr. Tibbetts,

Rules were further suspended and memorial read the third time now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Memorial passed.

Mr. Stiles introduced,

H. M. 21.—Praying for the transfer of care and custody of the penitentiary on McNeal's Island to the Territory of Washington.

Memorial read first time.

Mr. McReavy moved to lay the momorial on the table.

Motion lost.

Mr. McReavy moved to refer the memorial to committee on Memorials and Federal Relations.

Motion lost.

On motion of Mr. Foster,

Rules were suspended and memorial read second time by title.

On motion of Mr. Stiles,

Rules were further suspended and memorial read the third time now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Daniels, Gregory, Kelly, Korter, La Du, Percival, Ringer, Stiles, Tibbetts.—10.

Those voting in the negative were:

Messrs. Barnes, Chipman, Davis, Foster, Long, Iverson, Long, Martin, McDonnell, McReavy, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—16.

House refused to pass the memorial.

Mr. Kelly introduced,

H. J. R. 17.—Endorsing the administration of President Hayes.

Resolution read first time.

On motion of Mr. Iverson,

Rules were supended and resolution read second time by title.

Mr. McReavy moved to refer the resolution to committee on Rules and Orders.

Motion lost.

Mr. La Du moved to lay on the table subject to the order of the House.

Motion lost.

On motion, rules were suspended and memorial read third time now.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, Kelly, Korter, Long, Martin, McDonnell, McReavy, Percival, Ringer, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative were:

Messrs. La Du and Stiles.

Resolution passed.

On leave, Mr. La Du introduced,

H. B. 157.—An act to encourage the raising of fine stock in Columbia county, W. T.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time by title.

On motion of Mr. Barnes,

The bill was referred to committee on Agriculture.

On leave, Mr. Tibbetts introduced,

H. M. 22.—

Memorial read first time.

On motion of Mr. Tibbetts,

Rules were suspended and memorial read second time by title.

On motion of Mr. Tibbetts,

Rules were further suspended and memorial read the third time now by title.

The questien being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Memorial passed.

Mr. Horr moved that when the House adjourn, it be to 7 o'clock this evening.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Foster, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, Ringer, Stiles, Tibbetts, Ward, Warman and Whitney.—19.

Those voting in the negative were:

Messrs. Atkinson, Gregory, Kelly, McReavy, Percival, Warbass, Whitson and Mr. Speaker.—8.

Motion on adjournment carried.

BILLS, REPORTS AND OTHER BUSINESS LYING ON TABLE.

The report of the committee on Corporations reporting back,

C. B. 64.—An act to incorporate the city of Olympia.

Was, on motion, received, and bill made the special order of business for tomorrow at 2 P. M.

On motion of Mr. Horr,

H. B. 89.—An act appropriating money for building a wagon road across the Cascade Mountains.

Was made the special order for this evening at 7 P. M.

The report of the committee on Roads and Highways reporting back,

H. B. 89.—An act appropriating money for the construction of a wagon road across the Cascade Mountains.

Was, on motion, received.

The report of special committee reporting back,

H. B. 122.—An act defining the boundary of Pierce county.

Was, on motion, laid on the table.

The Speaker gave notice that he was about to sign,

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

H. B. 67.—An act to provide for taking the census of Washington Territory.

The report of the committee on Printing reporting back,

H. B. 121.—An act fixing the rate to be paid for public printing, and for auditing the accounts of the Public Printer.

Was, on motion, received and bill read the third time, now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney and Mr. Speaker.—25.

Bill passed and title agreed to.

The report of the committee on Judiciary reporting back,

H. B. 23.—An act to provide for the payment of surveyors, chain-bearers, and viewers in Walla Walla County.

Was, on motion, adopted with amendments.

On motion of Mr. Gregory,

Rules were suspended and bill read the third time now.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, and Mr. Speaker.—23.

Bill passed and title agreed to.

The report of the committee on Ways, Means and Claims reporting back.

C. B. 26.—An act for the relief of J. C. Horr, and others.

Was, on motion, received and amendments adopted.

On motion of Mr. Gregory,

Rules were suspended and bill read second time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—22.

Bill passed and title agreed to.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 5, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

C. J. R. 13.—Concerning the adjournment of the Legislative Assembly and compensation of its members. Also,

C. B. 89.—An act to amend an act entitled an act to fix the times of holding terms of the District and Supreme Courts.

C. B. 95.—An act defining the boundaries of the city of Vancouver.

And herewith transmits the same for concurrent action on part of the House.

And that the Council has passed,

H. B. 100.—An act defining districts in San Juan county for the election of County Commissioners.

And that the President has signed,

H. B. 27.—An act to amend an act entitled an act to amend an act entitled an act to incorporate to City of Walla Walla.

H. B. 91.—An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

H. B. 117.—An act extending the time for the collection of taxes in King county, W. T.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 6, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that,

H. B. 118.—An act to encourage the establishment of hatching-houses on the waters of the Columbia river for the propagation of salmon.

H. M. 11.—Praying for vessels of war to be stationed on Puget Sound.

H. B. 79.—An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

And the same are herewith returned. Also,

C. B. 18.—An act to provide for a short hand reporter for District Courts. Also,

C. B. 40.—An act to amend an act entitled an act defining nuisances and securing remedies. Approved Nov. 12, 1875.

T. B. MERRY,
Chief Clerk.

On motion, House adjourned until 7 P. M.

EVENING SESSION.

House met. Mr. La Du in the chair.

Mr. La Du moved a call of the House.

Present— 12. Absent— 16.

Motion carried.

Mr Horr moved to dispense with further call of the House.

Ayes and noes being called for, resulted as follows.

Messrs. Andrews, Barnes, Foster, Gregory, Iverson, Kelly, Long, McDonnell, McReavy, Percival, Tibbetts, Warbass, Whitney, Whitson and Mr. Speaker.—15.

Those voting in the negative were:

Messrs. Chipman, Daniels, Davis, Horr, Korter, La Du, Martin, Ringer, Stiles and Warman.—10.

Further call dispensed with.

At roll call the following members answered to their names:

Messrs. Barnes, Chipman, Daniels, Davis, Foster, Horr, Iverson, Kelly, Korter, LaDu, Long, Martin, McReavy, Percival, Ringer, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Speaker.—23.

Absent.—Messrs. Andrews, Atkinson, Ebey, Gregory, McDonnell and Ward.—6.

Motion made to take a recess.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Foster, Gregory, Iverson, Kelly, Long, McReavy, Percival, Tibbetts, Warbass, Whitney, and Whitson.—12.

Those voting in the negative:

Messrs. Barnes, Chipman, Daniels, Davis, Horr, Korter, La Du, Martin, McDonnell, Ringer, Stiles, Warman and Mr. Speaker.—13.

Motion to take a recess lost.

Motion was made to adjourn.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Foster, Gregory, Iverson, Kelly, Long, McReavy, Percival, Tibbetts, Warbass, Whitney and Whitson. —12.

Those voting in the negative were:

Messrs. Barnes, Chipman, Daniels, Davis, Horr, Korter, La Du, Martin, McDonnell, Ringer, Stiles, Warman and Mr. Speaker.—13.

Motion to adjourn lost.

Mr. Whitson moved to reconsider the vote whereby,

H. B. 89.—An act appropriating money for the construction of a wagon road across the Cascade Mountains.

Was made the special order for 7 P. M.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Foster, Gregory, Iverson, Kelly, Long, McReavy, Percival, Tibbetts, Warbass, Whitson, and Mr. Speaker.—13.

Those voting in the negative were:

Messrs. Chipman, Daniels, Davis, Horr, Korter, La Du, Martin, McDonnell, Ringer, Stiles, Warman, and Whitney. —12.

Vote to reconsider carried.

On motion, Mr. Chipman called up,

H. B. 86—An act for the relief of John T. Hicklin.

On motion, Mr. Hicklin was invited within the bar to explain the grounds on which he bases his demands.

On motion of Mr. Tibbetts,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ringer, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

Speaker in the chair.

On motion,

H. B. 51.—An act to provide for the observance of Sunday.

Was taken from the table and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Daniels, Gregory, Horr, Martin, McDonnell, McReavy, Ringer, Stiles, Tibbetts, Warbass, Whitney, and Mr. Speaker.—14.

Those voting in the negative were:

Messrs. Andrews, Davis, Foster, Iverson, Kelly, Korter, La Du, Long, Percival, Warman and Whitson.—11.

Bill passed and title agreed to.

Mr. Warbass moved to reconsider the vote whereby the bill passed.

Mr. Gregory moved to lay the motion on the table.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Daniels, Gregory, Horr, Martin, McDonnell, Ringer, Stiles, Tibbetts, Whitney, and Mr. Speaker.—12.

Those voting in the negative were:

Messrs. Andrews, Davis, Foster, Iverson, Kelly, Korter, La Du, Long, McReavy, Percival, Warbass, Warman and Whitson.—13.

Motion to lay on the table lost.

Mr. McReavy gave notice that he would move a reconsideration of the vote whereby the bill was passed, tomorrow morning.

The Speaker gave notice that he was about to sign,

C. B. 65.—An act to regulate the practice and proceedings in civil cases.

H. J. R. 15.—Relative to an extra session of the Legislative Assembly of W. T.

H. B. 76.—An act to amend an act entitled an act in relation to attorneys and counsellors at law. Passed Jan. 24, 1863.

H. B. 99.—An act relating to road districts in San Juan county.

H. J. R. 12.—Relative to new business.

H. B. 29.—An act concerning marks and brands in the Territory of Washington.

H. B. 56.—An act to declare Samamish Slough in the county of King a public highway.

H. B. 58.—An act to repeal an act entitled an act to amend an act entitled an act in relation to quartz mining claims. Approved Nov. 12, 1875.

On motion, House adjourned.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Tuesday, November 6, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Absent.—Messrs. Miller and Ward.

Prayer by Rev. D. N. Utter, acting as Chaplain.

Reading of yesterday's Journal was dispensed with.

Mr. Horr moved that Mr. Van Syckle be allowed to address the chair sitting down.

Motion carried.

The motion pending last evening when the House adjourned, to reconsider the vote by which,

H. B. 51.—An act to provide for the observance of Sunday in Walla Walla county.

Was passed, came up for action this morning.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Davis, Foster, Iverson, Kelly, Korter, La Du, Long, McDonnell, McReavy, Percival, Warbass, Warman and Whitson.—15.

Those voting in the negative were:

Messrs. Barnes, Chipman, Daniels, Ebey, Gregory, Horr, Martin, Stiles, Tibbetts, Van Syckle, Whitney and Mr. Speaker.—12.

Motion to reconsider carried.

Mr. La Du moved that the bill be indefinitely postponed.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Davis, Foster, Iverson, Kelly, Korter, La Du, Long, McReavy, Percival, Warbass, Warman, Whitney and Whitson—15.

Those voting in the negative were:

Messrs. Barnes, Chipman, Daniels, Ebey, Gregory, Horr, Martin, McDonnell, Stiles, Tibbetts, Van Syckle and Mr. Speaker.—12.

Motion to indefinitely postpone carried.

Mr. Warman from the committee on Commerce and Fisheries:

MR. SPEAKER—

Your committee on Commerce and Fisheries to whom was referred,

C. B. 24.—Entitled an act to amend an act creating a board of pilot commissioners and pilots on the Columbia river and bar.

Have had the same under consideration and report the same back by Substitute and recommend that it do pass.

THOS. WARMAN,
Chairman.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 6, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

C. B. 74.—An act to amend an act entitled and act relating to crimes and punishments and proceedins in criminal cases.

C. B. 87.—An act to repeal certain sections of acts relating to the incorporation of the city or town of Port Townsend, Jefferson county, W. T.

And herewith transmit the same for your consideration.

And the President has signed,

H. B. 29.—An act to amend an act entitled an act concerning marks and brands in certain counties in Washington Territory. Approved Nov. 12, 1875.

H. B. 56.—An act to declare Samamish Slough, in the county of King, a public highway.

H. B. 58.—An act to repeal an act entitled an act in relation to Quartz mining claims. Approved Nov. 12, 1875.

H. B. 76.—An act to amend an act in relation to Attorneys and Councelors at Law. Passed Jan. 24, 1863.

H. B. 99.—An act relating to road districts in San Juan county. Also,

H. J. R. 12.—Relative to new business.

H. J. R. 15.—Relative to an extra session of the Legislative Assembly of the Territory of Washington.

And the same are herewith returned.

T. B. MERRY,
Chief Clerk.

The report of the committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

H. B. 53.—An act to create and confer jurisdiction upon the District court of Whatcom and Island counties.

Have had the same under consideration and report the same back with the recommendation that the bill pass with the following amendment:

Strike out the word Island wherever it occurs in the bill

and change the phraseology of the bill to accord with this amendment.

W. BYRON DANIELS,
Chairman.

Report of the committee on Roads and Highways:

MR. SPEAKER—

Your committee on Roads and Highways to whom was referred,

C. B. 50.—Substitute for,

C. B. 34.—An act to amend an act in relation to Roads, Ferries, Bridges and Travel upon Public Highways.

Have had the same under consideration and report the same back with the recommendation that it do pass.

CHARLES T. STILES
Chairman.

J. H. LONG,
NATHAN DAVIS,
EDWARD MCDONNELL,

Report of Special committee:

MR. SPEAKER—

Your Special committee to whom was referred,

H. B. 119.—An act relating to Estrays.

Have had the same under consideration and report the same back and recommend it do pass.

A. J. GREGORY, *Chairman.*

Report of Special committee:

MR. SPEAKER—

Your committee to whom was referred,

H. B. 127.—An act to permanently locate the county seat of Pierce county, W. T.

Have had the same under consideration and report the same back with the recommendation that it do not pass.

W. B. KELLY,
JOHN MCREAVY.

Report of the committee on Privileges and Elections:

MR. SPEAKER—

Your committee on Privileges and Elections to whom was referred,

C. B. 57.—An act to provide for calling a convention to frame a Constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

Have had the same under consideration and report the same back with the following amendment:

Add to Sec. 10, "provided that the time of said convention shall hold its sessions, shall not exceed 30 days;" and recommend that it do pass.

SAMUEL G. WARD,
Chairman.

The report of the committee on Commerce and Fisheries reporting back,

H. B. 158.—Substitute for,

C. B. 24.—An act to amend an act creating a board of pilot commissioners and pilots on Columbia river and bar.

Was, on motion, received with substitute, and substitute adopted.

Substitute read first time.

On motion of Mr. Warman,

Rules were suspended and bill read second time by title.

On motion of Mr. Warman,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Van Syckle, Warbass, Warman, Whitney and Mr. Speaker.—20.

Bill passed and title agreed to.

The report of the committee on Judiciary reporting back,

H. B. 53.—An act to create and confer Jurisdiction upon the District Court of Whatcom and Island county.

Was, on motion, received with amendment.

On motion of Mr. Horr,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

Mr. Korter rose to a question of privilege, and asked that a committee of three be appointed to investigate the matter of the disappearance of

H. B. 66.—An act to amend an act entitled an act to provide for pilots for the Straits of Juan De Fuca, in W. T. Approved Jan. 30, 1868.

Taken from the clerk's desk.

On motion, the chair appointed as such committee, Messrs. La Du, Horr and McDonnell.

The report of the committee on Ways, Means and Claims reporting back,

Substitute for,

H. B. 78.—Entitled an act appropriating certain Territorial tax of Lewis county for bridge purposes.

Was, on motion, received with substitute, and substitute adopted and bill read first time.

On motion, rules were suspended and bill read second time by title.

On motion of Mr. Long,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Foster, Iverson, Korter, Long, Martin, McDonnell, Miller, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—19.

Those voting in the negative were:

Messrs. Daniels, Davis, Gregory, Horr, Kelly, La Du, McReavy, Stiles and Tibbetts.—9.

Bill passed and title agreed to.

Mr. Daniels introduced the following resolution:

Resolved, By the House that for the remainder of this session no member shall be allowed to speak on any motion or question longer than five minutes at one time unless by unanimous consent of the House.

Resolution adopted.

The report of the committee on Roads and Highways reporting back,

C. B. 50.—Substitute for,

C. B. 34.—An act in relation to Roads, Ferries, Bridges and travel on public highways.

Was, on motion, adopted.

On motion of Mr. Stiles,

Rules were suspended and bill read second time by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, La Du, Martin, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—22.

Those voting in the negative were:

Messrs. Atkinson, Chipman and Miller.—3.

Bill passed and title agreed to.

The report of the special committee reporting back,

H. B. 119.—An act relating to Estrays.

Was, on motion, adopted, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, La Du, Martin, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—26.

Bill passed and title agreed to.

The report of Special committee reporting back,

H. B. 127.—An act to permanently locate the county seat of Pierce county, W. T.

Was, on motion, adopted.

Mr. Kelly moved to indefinitely postpone the the bill.

Motion carried.

The report of the committee on Privileges and Elections reporting back.

C. B. 57.—An act to provide for calling a convention to frame a constitution for a State of Washington and submitting the same to the people for ratification or rejection.

Was, on motion, adopted with amendment.

Mr. Horr in the chair.

Mr. La Du moved to amend by striking out "$5" and inoerting "$3".

Motion to amend lost.

Mr. La Du moved to lay the bill on the table subject to the order of the House.

Motion lost.

Mr. Gregory moved that when we adjourn this after-noon, we adjourn to meet at 7:30 this evening.

Motion carried.

Mr. Whitson moved that the bill be made the special order of business for this evening at 7:30.

Motion carried.

Mr. Long called up,

H. B. 72.—An act in relation to Grand and Petit Jurors.

On motion of Mr. Atkinson,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, and Whitney.—22.

Those voting in the negative were:

Messrs. McReavy, and Whitson.—2.

Bill passed and title agreed to.

The Speaker in the chair.

Mr. Horr called up,

H. B. 30.—Entitled an act for the relief of the Board of Trustees of Tacoma Lodge No. 4, I. O. G. T.

On motion of Mr. Horr,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Martin, McDonnell, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warman, Whitney, Whitson and Mr. Speaker.—23.

Those voting in the negative were:

Messrs. Kelly, McReavy, Miller and Warbass.—4.

Mr. Warbass gave notice that he would, on tomorrow, move to reconsider the vote by which,

H. B. 51.—An act to provide for the observance of Sunday in Walla county.

Was indefinitely postponed.

Mr. McReavy in the chair.

On motion,

C. B. 46.—An act relating to Railroads in Washington Territory.

Was taken from the table.

Mr. Kelly moved to amend by striking out "8cts." and insert "5cts." in Sec. 1.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Ebey, Gregory, Iverson, Kelly, McDonnell, Miller, Percival, Tibbetts, Van Syckle, Ward, Whitney, and Mr. Speaker.—14.

Those voting in the negative were:

Messrs. Barnes, Chipman, Daniels, Davis, Foster, Horr, Korter, La Du, Long, Martin, McReavy, Stiles, Warbass, Warman and Whitson.—15.

Amendment lost.

On motion of Mr. Stiles,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Daniels, Davis, Horr, Korter, La Du, Long, Martin, Stiles, Warbass and Warman:—12.

Those voting in the negative were:

Messrs. Andrews, Chipman, Ebey, Foster, Gregory, Iverson, McDonnell, McReavy, Miller, Percival, Tibbetts, Van Syckle, Ward, Whitney, Whitson and Mr. Speaker.—16.

House refused to pass the bill.

On motion, House adjourned until 3 P. M.

AFTERNOON SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Absent.—Messrs. Chipman and McReavy.

Mr. Iverson gave notice that he would, on tomorrow, move to reconsider the vote by which,

C. B. 46.—An act relating to Railroads in Washington Territory.

Was defeated.

3 P. M.—Hour set for considering.

C. B. 64.—An act to incorporate the city of Olympia.

Bill taken from the table.

Hon. T. M. Reed was invited within the bar to explain the merits of the bill.

Mr. Horr moved to amend by striking out the word "three" and insert "five" in line 5, Sec. 14.

Amendment adopted.

On motion of Mr. Foster,

Rules were suspended and bill read the third time now.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —26.

Those voting in the negative :

Mr. Atkinson.

Bill passed and title agreed to.

On motion,

H. B. 89.—An act appropriating money for the construction of a wagon road across the Cascade Mountains.

Was taken from the table.

Amendments to the bill were introduced, and on motion, adopted.

On motion, rules were suspended and bill read third time now by title.

Mr. Iverson called for the previous question.

The question being, "shall the main question be put?

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Ebey, Foster, Gregory, Iverson, Long, Miller, Tibbetts, Van Syckle, Ward, Warbass and Warman.—13.

Those voting in the negative were:

Messrs. Barnes, Chipman, Daniels, Davis, Horr, Kelly, Korter, La Du, Martin, Percival, Stiles, Whitney, Whitson and Mr. Speaker.—14.

Motion on previous question lost.

Mr. Horr moved to indefinitely postpone the bill.

The ayes and noes being called for, resulted as follows:

Ayes—13. Noes—15.

House refused to postpone.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Ebey, Foster, Iverson, Long, Miller, Tibbetts, Ward, Warbass, Warman, Whitson and Mr. Speaker.—13.

Those voting in the negative were:

Messrs. Barnes, Chipman, Daniels, Davis, Gregory, Horr, Kelly, Korter, La Du, Martin, McDonnell, Percival, Stiles, Van Syckle and Whitney.—15.

House refused to pass the bill.

BILLS, REPORTS AND OTHER BUSINESS FROM THE COUNCIL.

C. B. 92.—An act for the relief of J. R. Thompson, D. N. Utter, J. P. Ludlow and A. Atwood.

Bill read first time.

On motion, the rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Van Syckle, Ward, Warbass, Warman, Whitney and Mr. Speaker.—23.

Those voting in the negative,

Mr. Miller.

Bill passed and title agreed to.

Message from the Governor by his secretary.

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, *November* 6, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

GENTLEMEN:—

I have the honor to inform you that I have this day approved and signed the following:

An act to amend an act entitled an act relating to weights and measures. Approved January 29, 1863.

An act prescribing the number of members composing the Legislative Assembly of the Territory of Washington.

An act to amend an act to better provide for the maintenance of Common Schools in the county of Jefferson. Approved Oct. 20, 1875.

An act for the relief of Puget Sound Steam Navigation Company.

An act to amend an act entitled an act to amend an act entitled an act to incorporate the city of Walla Walla. Approved Nov. 13, 1873.

An act to protect forests and timber lands from fires, and to punish the unlawful and careless kindling of fires.

An act to amend an act entitled an act to encourage the cultivation of oysters. Approved Nov. 5, 1873.

An act for extending the time for the collection of taxes in King county, W. T.

An act defining the rights of Jurors in Washington Territory.

An act to encourage the establishment of hatching-houses on the waters of the Columbia river for the propagation of salmon.

E. P. FERRY,
Governor,

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 6, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that, the Council has receded from its amendments to,

H. B. 108.—Substitute for,

C. B. 19.—An act to apportion the representation of the Legislative Assembly of W. T.

And has passed,

H. B. 109.—An act for the relief of Ezra P. Boyles, ex-Treasurer of Yakima county, and others.

And herewith returns the same.

Also has passed,

C. B. 98.—Substitute for,

C. B. 91.—An act declaring roads, streets, and alleys in towns and cities, to be public highways. And

C. B. 99.—An act to provide for the appointment of Immigration Agents.

And the same are herewith transmitted for your consideration.

Also that,

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

Was transmitted to the House prematurely having passed subject to reconsideration.

And that I am instructed to ask for the return of said bill.

T. B. MERRY,
Chief Clerk.

On motion of Mr. Gregory,

The bill was returned.

C. B. 36.—An act to amend an act in relation to Licenses.

Bill read first time.

On motion, rules were suspended and bill read second time now by title.

On motion of Mr. Daniels,

The bill was referred to committee on Education.

C. B. 86.—An act to provide for printing certain pamphlets.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Miller,

The bill was referred to committee on Printing.

C. J. R. 13.—Concerning the adjournment of the Legislative Assembly and compensation of its members.

Resolution read first time.

On motion of Mr. Gregory,

Rules were suspended and resolution read second time by title.

On motion of Mr. La Du,

The rules were further suspended and resolution read third time now by title.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Resolution passed.

C. B. 89.—An act to amend an act entitled an act to fix the times of holding terms of the District and Supreme Courts.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

C. B. 95.—An act defining the boundaries of the city of Vancouver.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, Long, Martin, McDonnell, McReavy, Percival, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

C. B. 82.—An act for the protection of quail in Walla Walla, Columbia and Whitman counties.

Bill read first time.

On motion of Mr. Gregory,

Rules were suspended and bill read second time by title.

On motion of Mr. Gregory,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, Long, Martin, McDonnell, McReavy, Percival, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

C. B. 66.—An act to provide for raising a revenue for road purposes in Columbia county.

Bill read first time.

On motion of Mr. McDonnell,

Rules were suspended and bill read second time by title.

On motion of Mr. Gregory,

The bill was referred to committee on Counties.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 6, 1877.

I am instructed by the Council to inform the House that the Council has passed,

C. B. 72.—An act for the relief of John P. Judson. Also,

C. B. 96.—An act for the relief of John Salter.

And the same are herewith transmitted for your consideration. Also,

H. B. 83.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

H. B. 112.—An act to authorize the Board of county commissioners of Jefferson county, to borrow money.

Substitute for,

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

H. B. 121.—An act fixing the rate to be paid for public printing, and for auditing the accounts of the Public Printer.

H. B. 123.—An act to prescribe the tenure of office in Washington Territory.

H. B. 126.—An act to amend an act entitled an act defining lawful fences in Yakima and Whitman counties.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 6, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that

H. B. 73.—An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869. And

H. B. 153.—An act to provide for the recovery of certain money raised to aid in the construction of a wagon road across the Cascade Mountains.

And the same are herewith returned. Also,

H. M. 9.—Relative to the establishment of a land office at Port Townsend, W. T.

And the same is herewith returned. Also,

C. B. 76.—An act to enable counties to borrow money.

C. B. 79.—An act to appropriate money for the Territorial University and to provide for scholarships in said University.

And the same are herewith transmitted for your consideratoin.

T. B. MERRY,
Chief Clerk.

C. B. 44.—An act to enable the Board of Health for District of Puget Sound to purchase land for site for a pest house.

Bill read first time.

On motion of Mr. Atkinson,

Rules were suspended and bill read second time by title.

On motion of Mr. Atkinson,

On motion, rules were suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —25.

Bill passed and title agreed to.

On motion, House adjourned until 7:30 this evening.

EVENING SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Absent.—Messrs. Miller and Van Syckle.

The hour having arrived for taking up,

C. B. 57.—An act to provide for calling a convention to frame a constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

On motion, the bill was discussed by sections.

Mr. Iverson in the chair.

After some time spent in discussing the bill, and the adoption of several amendments, the rules were, on motion, suspended, and the bill read the third time, now by title.

Speaker in the chair.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative:

Mr. Gregory.

Bill passed and title agreed to.

On motion, House adjourned.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Tuesday, November 7, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names;

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Prayer by Rev. D. N. Utter, acting as Chaplain.

Reading of yesterday's Journal dispensed with.

REPORTS OF STANDING COMMITTEES.

Mr. McReavy from the committee on Corporations submitted the following,

MR. SPEAKER—

Your committee on Corporations to whom was referred,

H. B. 116.—An act relating to surveyors of saw-logs in Sundry counties.

Have had the same under consideration and report the same back and recommend it with the following amendment:

Strike out Sec. 2 and add to Sec. 1 "In the county of Cowlitz (1) and who shall reside in said county."

JOHN MCREAVY,
Chairman.

Report of the committee on Indian affairs:

MR. SPEAKER—

Your committee on Indian affairs to whom was referred,

C. B. 67.—An act to protect persons owning lands near tide water.

Have had the same under consideration and report the same back without recommendation.

W. B. KELLY,
Chairman.

Report of the committee on Enrolled Bill:

MR. SPEAKER—

Your committee on Enrolled Bills to whom was referred

H. B. 67.—An act to provide for taking the census of the Territory of Washington.

Have had the same under consideration and report the same back without recommendation.

W. B. KELLY,
Chairman.

Report of the committee on Enrolled Bills.

MR. SPEAKER—

Your committee on Enrolled Bills to whom was referred.

H. B. 67.—An act to provide for taking the census of W. T.

H. B. 100.—An act defining districts in San Juan county for the election of County Commissioners.

H. B. 106.—An act regulating salmon fisheries in the waters of the Columbia river.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER,
Chairman.

Report received.

Report of committee on Corporations.

MR. SPEAKER—

Your committee on Corporations to whom was referred,

H. B. 149.—An act to repeal an act entitled an act to incorporate the city of Kalama. Approved Nov. 29, 1871.

Have had the same under consideration and report the same back with substitute and recommend the substitute be adopted.

JOHN MCREAVY,
Chairman.

Report of the committee on Indian Affairs.

MR. SPEAKER—

Your committee on Indian Affairs to whom was referred,

C. B. 25.—An act abolishing the office of Coroner.

Have had the same under consideration and report the same back with the recommendation that it do not pass.

W. B. KELLY,
Chairman.

Report of the committee on Corporations:

MR. SPEAKER—

Your committee on Corporations to whom was referred,

C. B. 60.—An act to amend the charter of Seattle.

Have had the same under consideration and report the same back with the following amendment and recommend its passage:

Amend Sec. 1 by adding thereto the following:

Provided, That no licenses authorized by this section shall be issued by the city prior to the first day of January, A. D., 1880, and until said date licenses shall be granted by the county commissioners, and the money paid therefor shall go into the treasury of King county as provided by the general laws of the Territory.

JOHN MCREAVY.
Chairman.

The report of the committee on Judiciary:

MR. SPEAKER —

Your committee on Judiciary to whom was referred,

C. B. 31.—An act to provide for the codification of the laws of Washington Territory.

Have had the same under consideration and report the same back without recommendation.

W. BYRON DANIELS,
Chairman.

Report of committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

C. B. 28.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Have had the same under consideration and report the same back without recommendation.

W. BYRON DANIELS,
Chairman.

Report of the committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

C. B. 52.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction. Approved Nov. 13, 1873.

Have had the same under consideration and report the same back and recommend its adoption with the following amendments:

After Sec. 6 insert new sections to be numbered respectively 7 and 8, and a new section to the bill to be numbered 11.

Change the numbers of the sections to correspond with the amendments.

W. BYRON DANIELS,
Chairman.

Report of Select committee on,

H. B. 66.—An act to amend an act entitled an act to provide pilots for the Straits of Juan de Fuca, in Washington Territory. Approved Jan. 30, 1868.

MR. SPEAKER—

Your select committee to whom was referred,

H. B. 66.—An act to amend an act entitled an act to provide for pilots for the Straits of Juan De Fuca, in W. T. Approved Jan. 30, 1868.

Appointed to investigate certain charges in relation thereto, beg leave to report that they examined several witnesses in regard to said matter and from the testimony produced before them are of the opinion that said bill has been taken from the pos-

session of the House by some unknown party and would therefore recommend the adoption of Substitute for,

H. B. 66.—An act to amend an act entitled an act to provide for pilots for the straits of Juan de Fuca in W. T.

JAS. B. LA DU,
Chairman.

Mr. Miller moved to lay the bill on the table.

Motion lost.

On motion, the report was adopted.

Report of the committee on Hospital for Insane:

MR. SPEAKER—

Your committee on Hospital for Insane to whom was referred,

H. B. 128.—An act to amend an act entitled an act to establish a Hospital for the Insane of Wash. Ter.

Have had the same under consideration and report the same back with a substitute and recommend its passage.

J. C. HORR,
Chairman.

BILLS, REPORTS, AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Corporations reporting back:

H. B. 116.—An act relating to surveyors of sawlogs in the counties of Thurston, Pierce, King, Kitsap, Mason, Snohomish, Island, Whatcom, Jefferson, San Juan and Clallam.

Was, on motion, adopted with amendments.

On motion of Mr. Atkinson,

Rules were suspended and bill read third time now.

Mr. La Du moved to reconsider the vote by which the bill passed to its third reading.

Motion carried.

Mr. La Du moved to reconsider the vote by which the amendments were adopted.

Motion carried.

On motion of Mr. Atkinson,

The bill was referred to committee on Counties.

The report of the committee on Indian affairs reporting back,

C. B. 67.—An act to protect persons owning land near tide water.

Was, on motion, received.

Mr. Iverson moved to lay the bill on the table.

Motion carried.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 7, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

C. M. 9.—In regard to school lands in W. T.

C. B. 10.—An act for the protection of the salmon fisheries of Puget Sound and tributary waters. Also,

C. J. R. 14.—In relation to the purchase of two safes for the Territorial Auditor and Treasurer.

And the same are herewith transmitted for your consideration.

T. B. MERRY,
Chief Clerk.

Report of the committee on Corporations reporting back,

H. B. 149.—An act to repeal an act entitled an act to incorporate the city of Kalama.

Was, on motion, received, and substitute adopted.

Substitute read first time.

On motion, rules were suspended and bill read second time now by title.

On motion of Mr. La Du,

The rules were further suspended and bill read the third time now by title.

On motion of Mr. Warman,

Prosecuting Attorney Bloomfield was invited within the bar to explain the merits of the bill.

Mr. La Du moved a call of the House.

The following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Further call dispensed with.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Daniels, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Stiles, Tibbetts, Whitney, and Mr. Speaker.—19.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Chipman, Davis, Percival, Van Syckle, Ward, Warbass, Warman, and Whitson.—10.

Bill passed and title agreed to.

The report from the committee on Indian Affairs reporting back,

C. B. 25.—An act abolishing the office of Coroner.

Was, on motion, received.

Mr. Gregory moved to indefinitely postpone the bill.

Motion carried.

The report of the committee on Corporations reporting back,

C. B. 60.—An act to amend the charter of Seattle.

Was, on motion, received with amendment and amendment adopted.

On motion of Mr. Tibbetts,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

The report of the committee on Judiciary, reporting back,

C. B. 31.—An act to provide for the codification of the laws of Washington Territory.

Was, on motion, received.

The report of the same committee, reporting back,

H. B. 162.—Substitute for,

C. B. 28.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Was on motion received, substitute adopted, and bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Stiles,

Rules were further suspended and bill read third time now.

Mr. Miller moved to indefinitely postpone the bill.

Motion to postpone, carried.

Ayes, 20. Noes, 7.

The report of the same committee, reporting back.

C. B. 52.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction. Approved Nov. 13, 1873.

Was, on motion, received with amendments and amendments adopted.

On motion of Mr. Daniels,

Rules were suspended and bill read the third time now.

Mr. Warbass moved that further readings be dispensed with.

Motion carried.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Van Syckle, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —25.

Bill passed and title agreed to.

On motion of Mr. Whitson,

House took a recess until 1:30. P. M.

AFTERNOON SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

On leave,

H. B. 80.—An act regulating the receiving of county warrants in payment of county taxes.

Was taken from the table.

Mr. Stiles introduced a substitute, which, upon motion was adopted, and bill read first time.

On motion of Mr. Daniels,

The rules were further suspended and bill read second time now by title.

On motion of Mr. Stiles,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Miller, Stiles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

On leave,

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners and defining their duties. Approved Dec. 1, 1869.

Was taken from the table, and on motion,

Rules were suspended and bill read third time now.

Mr. Iverson moved to lay the bill on the table.

Motion lost.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—29.

Bill passed and title agreed to.

On leave Mr. Korter introduced,

H. B. 160.—Substitute for,

H. B. 66.—An act to amend an act entitled an act to provide for pilots for the Straits of Juan de Fuca in W. T.

Substitute adopted, and bill read first time.

On motion, rules were suspended and bill read second time by title.

On motion of Mr. Korter,

Rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Ebey, Kelly, Korter, La Du, Martin, McDonnell, Stiles, Ward, Warbass, Warman and Whitney.—14.

Those voting in the negative were:

Messrs. Chipman, Daniels, Davis, Foster, Gregory, Horr, McReavy, Miller, Percival, Tibbetts, Van Syckle, Whitson and Mr. Speaker.—13.

Bill passed and title agreed to.

Mr. McReavy gave notice that he would, on tomorrow, move a reconsideration of the above vote.

The report of the committee on Hospital for Insane, reporting back,

Substitute for,

H. B. 128.—An act to amend an act entitled an act to establish a Hospital for Insane of Washington Territory.

Was, on motion, received, substitute adopted, and bill read first time.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The rules were further suspended and bill read third time now by title.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter,

La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

On unanimous leave, Mr. Warbass introduced,

H. B. 159.—An act donating the road property tax of San Juan county to the school fund of said county.

Bill read first time.

On motion of Mr. Warbass,

Rules were suspended and bill read second time by title.

On motion of Mr. Warbass,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Miller, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Bill passed and title agreed to.

Mr. Whitney moved that when the House adjourned it be to 7:30 this evening.

Motion carried.

Mr. Stiles moved that,

H. B. 81.—An act in relation to Roads, Ferries, bridges and Travel on Public Highways.

Be made the special order of business for 7:30 this evening.

Motion carried.

On unanimous leave, Mr. Whitney introduced,

H. B. 161.—An act to amend an act relating to elections and the mode of supplying vacancies. Approved January 31, 1867.

Bill read first time.

On motion rules were suspended, bill read a second time, and bill laid on the table subject to the order of the House.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 7, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has refused to concur in House amendments to,

C. B. 52.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction.

And the same is herewith returned.

river to Chehalis station and to appropriate money to aid in the construction of said road.

And the same are herewith transmitted for your consideration.

Also the following bill has been reported correctly enrolled:

C. B. 33.—An act relating to liens.

And the same is herewith transmitted for your signature.

And that the Council has refused to concur in House amendments to,

C. B. 64.—An act to incorporate the city of Olympia.

And herewith returns the same, and asks that the House recede from its amendment.

Also that the Council has refused to adopt the report of committee of conference upon,

Substitute for,

H. B. 93.—An act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

And the same is herewith returned.

Also that the Council has passed,

C. B. 77.—An act prescribing Prison regulations.

And asks concurrent action on part of the House.

Also that the Council has refused to concur in House amendments to,

And the Council asks the House to recede from the amendments.

And that the Council has concurred in the House amendments to,

C. B. 60.—An act to amend the charter of the city of Seattle.

And the same is herewith returned.

Also the Council has passed,

C. B. 53.—An act to provide for the purchase of reports of the decisions of the Supreme Court of W. T. and respecting their custody and distribution.

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

C. B. 70.—An act for the relief of William Billings. And

C. B. 73.—An act to locate a Territorial road from Willapa

Also that the Council has passed,

C. B. 69.—An act providing for the proper confinement of Territorial convicts.

C. B. 57.—An act to provide for calling a convention to frame a Constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

And respectfully requests the House to recede from its amendment to Sec. 2.

The bill is herewith returned.

Also that the Council has passed,

H. B. 57.—An act to provide a system of Common Schools.

With amendments and solicits the concurrence of the House in said amendments.

T. B. MERRY,
Chief Clerk.

On unanimous leave, Mr. McReavy introduced,

H. B. 163.—An act for the relief of E. L. Willey.

Bill read first time.

On motion, the rules were suspended and bill read second time by title.

On motion, rules were further suspended and bill read the third time now, by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson, and Mr. Speaker.—25.

Bill passed and title agreed to.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

Substitute for,

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

Mr. La Du in the chair.

The question being, "will the House concur in the Council amendment," resulted as follows:

The ayes and noes being called for resulted as follows:

Ayes, 18; noes, 11.

House concurred.

On motion, the House adjourned until 7:30 P. M.

EVENING SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—24.

Absent.—Messrs. Atkinson, Miller, Van Syckle, Ward, and Warbass.—5.

On unanimous leave, Mr. Gregory introduced,

H. B. 164.—An act to defray the incidental expenses of the office of Territorial Treasurer.

Bill read first time.

On motion, rules were suspended and bill read second time now by title.

On motion of Mr. Gregory,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

Mr. McReavy called up,

C. J. R. 14.—In relation to the purchase of two safes for the Territorial Auditor and Treasurer.

Resolution read first time.

On motion, rules were suspended and resolution read second time by title.

On motion of Mr. McReavy,

Rules were further suspended and the resolution read third time now by title.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—23.

Resolution passed.

The Speaker appointed as joint committee on the above resolution, Messrs. McReavy, Long and Andrews.

On motion, the clerk informed the Council at once of its passage.

On unanimous leave, Mr. Iverson introduced,

H. B. 165.—An act in relation to the bonds of certain officers.

Bill read first time.

On motion of Mr. La Du,

Rules were suspended and bill read second time now by title.

On motion of Mr. Warman,

The bill was referred to committee on Judiciary.

Mr. Tibbetts called up,

C. B. 76.—An act to enable counties to borrow money.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion, the bill was so amended as to have it apply to King, Snohomish and Yakima counties only.

On motion of Mr. Tibbetts,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis. Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—23.

Bill passed and title as amended agreed to.

On motion, the clerk was instructed to transmit the same to Council at once.

The time having arrived for taking up,

H. B. 81.—An act in relation to roads, ferries, bridges and travel on public highway.

Mr. Long moved to indefinitely postpone the bill.

The ayes and noes being called for resulted as follows:

Ayes 13; noes 10.

Motion to postpone, carried.

C. B. 64.—An act to incorporate the city of Olympia.

Returned from the Council asking that the House recede from its amendments.

Mr. La Du moved that a committee of conference of two on the part of the House and one on part of the Council be appointed to adjust the matter.

Motion carried.

Speaker appointed as such committee Messrs. Horr and Ward.

On motion, the Sergeant-at-arms was excused for the balance of the evening.

Mr. Iverson in the chair.

C. B. 57.—An act to provide for calling a convention to frame a Constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

Returned from the Council asking that the House recede from its amendments.

The ayes and noes being called for, resulted as follows:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Ebey, Gregory, Iverson, Korter, Long, Martin.—8

Those voting in the negative were:

Messrs. Andrews, Daniels, Davis, Horr, Kelly, La Du, McDonnell, McReavy, Percival, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—14.

House refused to recede.

Speaker in the chair.

Mr. Daniels moved by requesting a committee of conferference of three on the part of the House and two on part of the Council be appointed to adjust the matter agreeable to both houses.

Motion carried.

Speaker appointed as such committee Messrs. Daniels, Whitney and La Du.

S. H. B. 93.—An act to amend an act entitled an act in relation to Territorial Treasurer. Approved Nov. 29, 1871.

On motion of Mr. Horr,

The bill was laid over until tomorrow at 2 P. M.

C. B. 53.—An act to provide for the purchase of reports of the decisions of the Supreme Court of W. T. and respecting their custody and distribution.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

The bill was referred to committee on Judiciary.

Mr. La Du moved to reconsider the vote by which,

H. B. 51.—An act to provide for the observance of Sunday in Walla county.

Was indefinitely postponed.

Motion carried.

S. C. B. 98.—An act declaring roads, streets and alleys in towns and cities to be public highways.

Bill read first time.

On motion of Mr. Iverson,

Rules were suspended and bill read second time by title.

On motion of Mr. Iverson,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—22.

Bill passed and title agreed to.

C. B. 70.—An act for the relief of William Billings.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The bill was referred to committee on Ways, Means and Claims.

C. B. 87.—An act to repeal certain sections of acts relating to the incorporation of the city or town of Port Townsend, Jefferson county, W. T.

Bill read first time.

On motion of Mr. Korter,

Rules were suspended and bill read second time by title.

On motion of Mr. Korter,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—21.

Bill passed and title agreed to.

C. B. 52.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction. Approved Nov. 13, 1873.

Returned from the Council asking the House that they recede from their amendments to the bill.

House receded.

C. B. 99.—An act to provide for the appointment of Immigration Agents.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—21.

Those voting in the negative:

Mr. Kelly.

Bill passed and title agreed to.

C. B. 77.—An act prescribing Prison regulations.

Bill read first time by title.

On motion of Mr. Iverson,

Rules were suspended and bill read second time by title.

On motion of Mr. Iverson,

The bill was referred to committee on Hospital for Insane.

C. B. 79.—An act to appropriate money for the University of Washington and to provide for free scholarships.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read a second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Education.

C. B. 74.—An act to amend an act entitled an act relating to crimes and punishments and proceedings in criminal cases.

Bill read first time by title.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

The bill was referred to committee on Judiciary.

C. B. 96.—An act for the relief of John Salter.

Bill read first time.

On motion,

Rules were suspended and bill read second time by title.

On motion of Mr. Horr,

Rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey Horr, Iverson, Kelly, Korter. La Du, Long, Martin, McReavy, Percival, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—21.

Voting in the negative, Mr. Gregory.

Bill passed and title agreed to.

C. B. 72.—An act for the relief of John P. Judson.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The bill was referred to committee on Ways, Means and Claims.

C. B. 73.—An act to locate a Territorial road from Willapa river in Pacific county to Chehalis station in Lewis county.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The bill was referred to committee on Roads and Highways.

C. B. 10.—An act for the protection of salmon fisheries of Puget Sound and tributary waters.

Bill read first time by title.

On motion of Mr. Horr,

Rules were suspended and bill read second time by title.

On motion of Mr. La Du,

The bill was referred to committee on Commerce and Fisheries.

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Bill read first time by title.

On motion of Mr. Whitson,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The bill was made the special order for tomorrow morning at 10:30.

C. M. 9.—In regard to school land in Washington Territory.

Memorial read first time.

On motion of Mr. Whitson,

Rules were suspended and memorial read second time by title.

On motion of Mr. Whitson,

Rules were further suspended and memorial read third time now.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Warman, Whitney, Whitson and Mr. Speaker.—22.

Those voting in the affirmative:

Mr. Long.

Memorial passed.

H. B. 57.—An act to provide a system of Common Schools.

Returned from the Council with amendments asking the House to concur in the same.

On motion, the House concurred in the amendments.

The Speaker gave notice that he was about to sign,

C. B. 33.—An act relating to liens.

H. B. 67.—An act to provide for taking the census of Washington Territory.

H. B. 100.—An act defining districts in San Juan county for the election of County Commissioners.

H. B. 106.—An act regulating salmon fisheries in the waters of the Columbia river.

On motion, House adjourned until 9:30 to-morrow morning.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Thursday, November 8, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, Miller, Percival, Stiles, Tibbetts, Ward, Warman, Whitson and Mr. Speaker.—23.

Absent.—Messrs. Atkinson, Long, McReavy, Van Syckle, Warbass, Whitney.—6

Prayer by Rev. A. Atwood, acting as Chaplain.

Reading of yesterday's Journal was dispensed with.

Mr. Horr in the chair.

Mr. Foster called up,

H. B. 87.—An act for the relief of W. H. Taylor.

Mr. Gregory amended by substituting $15 in place of $150.

Amendment adopted.

On motion, rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Chapman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, Martin, McDonnell, Percival, Stiles, Tibbetts, Ward, Warbass and Warman.—18.

Those voting in the negative:

Mr. Whitson.

Bill passed and title as amended agreed to.

REPORTS OF STANDING COMMITTEES.

Mr. Horr from the committee on Hospital for Insane submitted the following:

MR. SPEAKER—

Your committee on Hospital for Insane to whom was referred,

C. B. 77.—An act prescribing prison regulations.

Have had the same under consideration and report the same back with the recommendation that it do pass.

J. C. HORR,
Chairman.

Report of the committee on Roads and Highways:

MR. SPEAKER—

Your committee on Roads and Highways to whom was referred,

H. B. 150.—An act authorizing Wm. Jackson to construct a warehouse at Arkansas landing in Cowlitz county, W. T.

Have had the same under consideration and report the same back with the recommendation that it do pass. Also,

H. B. 139.—An act declaring a certain road to be a Territorial road

Have had the same under consideration and report the same back recommending that it do not pass.

CHARLES T. STILES,
Chairman.

Report of the committee on Enrolled Bills.

MR. SPEAKER—

Your committee on Enrolled Bills to whom was referred,

H. B. 109.—An act for the relief of Ezra P. Boyls, ex-treasurer of Yakima county, W. T., and others.

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

H. B. 108.—An act to apportion the representation of the Legislative Assembly of W. T.

H. B. 73.—An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869.

Have had the same under consideration and report the same back as correctly enrolled.

And are herewith transmitted.

A. S. MILLER.
Chairman.

Report received.

Report of the committee on Military Affairs:

MR. SPEAKER—

Your committee on Military Affairs to whom was referred,

C. B. 59.—An act to amend an act to provide for the protection of Game. Approved Nov. 12, 1875.

Have had the same under consideration and report the same back with the recommendation that it do pass with amendments as follows:

Amend the title to read an act to amend an act entitled an act to provide for the protection of game. Approved Nov. 12, 1875.

After the word "premises," bottom of 1st page, insert the words "on his making the complaint."

After the word "trial" in eleventh line insert the words "or may have a warrant issued as in other cases of misdemeanor."

L. L. ANDREWS,
Chairman.

Report of committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

H. B. 144.—An act in relation to the duties of county assors.

Have had the same under consideration and report the same back without recommendation.

W. BYRON DANIELS,
Chairman.

BILLS, REPORTS AND OTHER BUSINESS LYING ON THE TABLE.

The report of the committee on Hospital for Insane reporting back,

C. B. 77.—An act prescribing prison regulations.

Was received, rules suspended and bill read third time now,

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Daniels, Davis, Ebey, Horr, Iverson, Kelly, Korter, La Du, McDonnell, Miller, Percival, Tibbetts, Ward, Warman, Whitney and Whitson.—18.

Those voting in the negative were:

Messrs. Gregory, Warbass and Speaker.—3.

Bill passed and title agreed to.

The Speaker in the chair.

The report of the committee on Roads and Highways reporting back,

H. B. 150.—An act authorizing Wm. Jackson to construct a warehouse at Arkansas Landing in Cowlitz county, W. T.

Report received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Davis, Ebey, Gregory, Iverson, Kelly, Korter, La Du, Martin, McDonnell, Miller, Percival, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—20.

Bill passed and title agreed to.

The report of the committee on Roads and Highways reporting back,

H. B. 139.—An act declaring a certain road to be a Territorial road.

Was, on motion, received, rules suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Davis, Ebey, Gregory, Horr, Kelly, Korter, La Du, Martin, McDonnell, Percival, Ward, Warbass, Warman, Whitney and Mr. Speaker.—17.

Those voting in the negative were:

Messrs. Barnes, Iverson, Long, Miller, Stiles, Tibbetts, and Whitson.—7.

Bill passed and title agreed to.

The report of the committee on Military affairs reporting back,

C. B. 59.—An act to amend an act to provide for the protection of game. Approved Nov. 12, 1875.

Was, on motion, received, and amendment adopted.

Mr. Stiles moved to further amend by adding a new section to include Clarke and Pacific counties only.

Amendment adopted.

On motion of Mr. Stiles,

Rules were suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Iverson, Kelly, Korter, Long, Martin, McDonnell, McReavy, Miller, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney and Whitson.—22.

Those voting in the negative were:

Messrs. Chipman, Gregory, Horr, La Du, Percival, and Mr. Speaker.—6.

Bill passed and title as amended agreed to.

Mr. McReavy moved to reconsider the vote whereby,

H. B. 160.—An act to amend an act to provide for pilots on the Straits of Juan de Fuca.

Was passed yesterday.

Motion to reconsider carried by vote:

Ayes, 16; noes, 10.

The report of the committee on Judiciary, reporting back,

H. B. 141.—An act relating to the duties of county Assessors.

Was, on motion, received, and bill laid on table subject to the order of the House.

Mr. Daniels in the chair.

Mr. Foster moved that,

H. B. 160.—An act to amend an act to provide for pilots on the Straits of Juan de Fuca.

Be put on its final passage.

Motion carried, and call of the House demanded, and all found present except Messrs. Ringer and Van Syckle, excused.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Davis, Ebey, Korter, La Du, Long, Martin, Percival, Stiles, Warbass, Warman, Whitney and Mr. Speaker.—14.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Daniels, Foster, Gregory, Horr, Iverson, Kelly, McDonnell, McReavy, Miller, Tibbetts, Ward and Whitson.—14.

House refused to pass the bill,

ORDERS OF THE DAY.

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Was taken up and discussed by sections.

On motion, House took a recess until 2 P. M.

AFTERNOON SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—26.

Absent.—Messrs. Chipman, Miller and Van Syckle.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 8, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the following bills, memorials and resolutions have been reported correctly enrolled:

C. J. R. 13.—Concerning the adjournment of the Legislative Assembly and compensation of its members.

C. M. 7—For an extension of time in holding sessions of the Legislative Assembly.

C. B. 26.—An act for the relief of J. C. Horr, and others.

C. B. 44.—An act to enable the Board of Health for District of Puget Sound to purchase land for site for a pest house.

C. B. 47.—An act to legalize and make valid the location of county roads.

C. B. 50.—An act in relation to Roads, Ferries, Bridges and travel on public highways.

C. B. 54.—An act to protect persons selling spirituous, malt, or fermented liquors, from misrepresentations of minors, as respects their ages.

C. B. 68.—An act in relation to streets and alleys in unincorporated towns.

C. B. 71.—An act to authorize the commissioners of Pa-

cific and Chehalis county to appropriate money for the building of bridges and improvement of public highways.

C. B. 82.—An act for the protection of quails.

C. B. 92.—An act for the relief of J. R. Thompson, D. N. Utter, J. P. Ludlow and A. Atwood.

C. B. 95.—An act defining the boundaries of the city of Vancouver.

And the same is herewith transmitted for your signature.

Also that the following bills have been signed by the President of the Council:

C. B. 33.—An act relating to liens. And,

H. B. 106.—An act regulating salmon fisheries in the waters of the Columbia river.

C. B. 67.—An act to provide for taking the census of the Territory of Washington.

H. B. 100.—An act defining districts in San Juan county for the election of county commissioners.

And the passage of the following bills.

H. B. 162.—An act for the relief of E. L. Willey.

H. B. 86—An act for the relief of John T. Hicklin.

And the same is herewith returned.

T. B. MERRY,
Chief Clerk.

The Speaker gave notice that he was about to sign,

H. B. 73.—An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869.

H. B. 113.—An act to amend an act entitled an act in relation to Territorial Auditor. Approved Nov. 29, 1871.

H. B. 109.—An act for the relief of Ezra P. Boyles, ex-Treasurer of Yakima county, and others.

An act to amend an act entitled an act in relation to roads, ferries, bridges and travel on public highways.

An act for the relief of J. C. Horr and others.

An act for the protection of quails, commonly called bob-whites.

An act for the relief of J. R. Thompson, D. N. Utter, J. P. Ludlow and A. Atwood.

An act in relation to streets and alleys in unincorporated towns.

H. B. 108.—Substitute for,

C. B. 19.—An act to apportion the Legislative Assembly of W. T.

An act to legalize and make valid the location of county roads.

Resolution asking an appropriation to pay members and officers of the Legislative Assembly of Washington Territory.

Memorial asking for extension of time in holding sessions of the Legislative Assembly of the Territory of Washington.

An act defining the boundaries of the city of Vancouver.

An act to authorize the Board of Health for the District of Puget Sound to purchase a suitable site of land for the purpose of a pest-house.

An act authorizing the counties of Pacific and Chehalis to appropriate money for the purpose of building bridges and public highways.

An act to protect persons selling spirituous, malt or fermented liquors from misrepresentations of minors as respects their ages.

H. B. 69.—An act providing for the proper confinement of Territorial convicts.

H. M. 9.—Praying for a land office at Port Townsend.

H. B. 112.—An act to authorize the Board of county commissioners of Jefferson county, to borrow money.

H. B. 126.—An act to amend an act entitled an act defining lawful fences in Yakima and Whitman Counties.

H. B. 123.—An act to prescribe the tenure of office in Washington Territory.

Report of the committee on Enrolled bills.

MR. SPEAKER—

Your committee on Enrolled bills to whom was referred,

H. B. 69.—An act providing for the proper confinement of Territorial convicts.

H. M. 9.—Praying for Land Office at Port Townsend.

H. B. 112.—An act to authorize the board of county commissioners of Jefferson county to borrow money.

H. B. 126.—An act to amend an act entitled an act defining lawful fences in Yakima and Whitman counties.

H. B. 123.—An act to prescribe the tenure of office in Washington Territory.

Have had the same under consideration and report the same back correctly enrolled.

H. B. 139.—An act declaring a certain road a Territorial road.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER.
Chairman.

The speaker appointed as committee of Conference on,

C. B. 76.—An act to enable certain counties to borrow money.

Messrs. Whitson and Stiles.

Report of Conference Committee on,

C. B. 57.—An act to provide for calling a convention to frame a constitution for a State of Washington and submitting the same to the people for ratification or rejection.

Your committee of conference appointed to act with a like

committee on the part of the Council on C. B. 57, beg leave to report that they have the same under consideration and would recommend that the House recede from their amendment to Sec. 2 of said bill and that there be no limit as to length of time of the session of said Convention.

JAS. LA DU,
N. WHITNEY,
W. BYRON DANIELS.

Report received, House receded from their amendments and the clerk instructed to inform the Council at once.

Mr. Iverson moved that when the House adjourn, it be to 7:30 P. M.

Motion carried.

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Was taken up, amended and discussed until the hour of adjournment.

On motion of Mr. Daniels, of Clarke, C. B. 32 was made the special order for half-past 7 o'clock P. M. this day and all members of the House instructed to be prepared at that time to submit in writing any and all amendments they may desire to make.

Motion adopted.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 8, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed with amendments,

H. B. 30.—Entitled an act for the relief of the Board of Trustees of Tacoma Lodge, No. 4, I. O. G. T.

And solicits concurrence in amendments.

Also, has passed,

H. B. 72.—An act in relation to Grand and Petit Jurors.

H. B. 78.—Entitled an act appropriating certain Territorial tax of Lewis county for bridge purposes.

H. B. 80.—An act regulating the receiving of county warrants in payment of county taxes.

H. B. 139.—An act declaring a certain road to be a Territorial road.

H. B. 159.—An act donating the road property tax of San Juan county to the school fund of said county.

And they are herewith returned.

Also, has refused to concur in House amendments to,

C. B. 76.—An act to enable counties to borrow money.

And that Mr. Hathaway has been appointed as committee on Conference.

T. B. MERRY, *Chief Clerk.*

On motion, House adjourned until 7:30 P. M.

EVENING SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —26.

Absent, Messrs. Long, Miller and Van Syckle.

On unanimous leave, Mr. Warman introduced,

H. M. 23.—Relative to free navigation of Chehalis river.

Memorial read first time.

On motion of Mr. Warman,

Rules were suspended and memorial read second time now by title.

On motion of Mr. Tibbetts,

Rules were further suspended and memorial read third time now by title.

The question being, "shall the memorial pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—28.

Memorial passed.

Speaker in the chair.

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Was taken up again, and on motion, was referred back to the committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

Mr. Whitson from the committee on Ways, Means and Claims submitted the following:

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred,

C. B. 70.—An act for the relief of William Billings.

C. B. 72.—An act for the relief of John P. Judson.

Have had the same under consideration and report the same back with the recommendation that they do pass.

Also have had under consideration,

H. B. 97.—An act appropriating funds for expenses of office of the board of immigration,

That it do pass with the following amendment:

That the $240 asked for as rent, be stricken out. Also,

H. B. 156.—An act to provide for the greater security of money loaned.

And recommend that it do not pass. Also,

H. B. 19.—An act for the relief of W. O. Bush.

Without recommendation,

EDWARD WHITSON,
Chairman.

Report of committee on Roads and Highways:

MR. SPEAKER—

Your committee on Roads and Highways to whom was referred,

H. B. 28.—An act to amend an act entitled an act in relation to roads, ferries, bridges and travel on public highways.

Have had the same under consideration and report the same back without recommendation.

CHARLES T. STILES,
Chairman.

Report of the committee on Counties.

MR. SPEAKER—

Your committee on Counties to whom was referred,

C. B. 66.—An act to provide for raising a revenue for road purposes in Columbia county.

Have had the same under consideration and report back with the following amendments.

Amend the title by adding after the word "Columbia" the words "and Walla Walla Counties" and strike out the word "County."

After word Columbia in 6th line of first page amend by inserting the words "and Walla Walla Counties" and strike out county in same line.

Strike out "County" in 10th line and insert "Counties"

In 13th line strike out the words "three mills" and insert the words "road tax."

In lines 16, 21, 26, 28, 33 and 62 strike out the word "County" and insert the word "Counties" whenever the word County occurs.

Before the word County in line 33 insert the word "and Walla Walla."

Add new section 7 as follows:

SEC. 7. This act shall be the law in Columbia and Walla Walla Counties only, relating to labor on public highways, and the raising of revenue, in said Counties, for road purposes and the labor required by this act shall be in place of the labor required by existing laws now in force, in said Counties, and all laws now in force, in said Counties, on the subject matter of this act are hereby repealed as far as they govern in said Coun-

ties, but the same are not repealed as far as they govern in the remaining portion of the Territory.

And recommend that the bill, as amended do pass.

EDWARD McDONNELL.
Chairman.

Report of the committee on Counties.

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 65.—An act for the protection of deer, moose and elk in the counties of Jefferson, Clallam, Island and San Juan.

Have had the same under consideration and report the same back with the following amendments:

Wherever the words moose and elk occur in the bill the same shall be stricken out, also strike out the words "two hundred" in Sec. 3 and insert "seventy-five."

Also that the counties of Island and San Juan shall be stricken from the bill.

And recommend that the bill as amended do pass.

EDWARD McDONNELL,
Chairman.

Report of the committee on Counties:

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 143.—An act in relation to deer in Island county.

Have had the same under consideration and report the same back with recommendation that it do pass.

EDWARD McDONNELL,
Chairman.

Report of the committee on Counties:

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 152.—An act to amend an act entitled an act to provide for the assessing and collecting of county and Territorial revenue. Approved November 12, 1875.

Have had the same under consideration and report the same back with recommendation that it do pass.

EDWARD McDONNELL,
Chairman.

Report of the committee on Roads and Highways:

MR. SPEAKER—

Your committee on Roads and Highways to whom was referred,

C. B. 73.—An act to locate a Territorial road from Willapa river in Pacific county to Chehalis station in Lewis county.

Have had the same under consideration and report the same back without recommendation.

CHARLES T. STILES,
Chairman.

Report of the committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

H. B. 154.—An act to amend an act entitled an act relating to mortgages on personal property. Approved Nov. 12, 1875.

H. B. 77.—An act for the relief of J. C. Kelly, and others.

Have had the same under consideration and recommend their passage.

W. BYRON DANIELS,
Chairman.

Report of the Committee on Agriculture.

MR. SPEAKER—

Your committee on Agriculture to whom was referred,

H. B. 138.—An act relating to the improvement of Tide Lands.

Have had the same under consideration and report the same back with recommendation that it do pass.

JOHN CHIPMAN,
Chairman.

The report of the committee on Education.

MR. SPEAKER—

Your committee on Education to whom was referred.

H. B. 134.—An act providing for the training of indigent, mute and blind children.

Have had the same under consideration and report the same back with a recommendation that it do pass.

N. WHITNEY,
Chairman.

Report of the committee on Printing.

MR. SPEAKER—

Your committee on Printing to whom was referred,

H. B. 140.—An act to provide and pay for the publication and distribution of certain laws.

Have had the same under consideration and report the same back by substitute, with the following amendments:

Strike out in the sixth line the word four (4) and insert the word three (3).

Strike out in the tenth line the word one (1) and insert the word two (2).

And recommend that it do pass.

A. J. GREGORY,
Chairman.

Report of the committee on Ways, Means and Claims.

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred.

H. B. 125.—Entitled "An act to provide for the payment of storage and transportation of arms.

H. B. 124.—Entitled "An act for the relief of Henry S. Chapman and others."

Have had the same under consideration and report the same back with recommendation that they do pass.

EDWARD WHITSON,
Chairman.

Report of the committee on Ways, Means and Claims.

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred.

H. B. 137.—An act providing a compensation for the Regents of the Territorial University.

H. B. 151.—An act regulating the time and manner of transferring Territorial funds from county to Territorial treasury.

H. B. 148.—An act to authorize the Territorial Auditor to credit the several counties of the Territory of Washington with certain sums of moneys.

Have had the same under consideration and report the same back with recommendation that they do pass.

Also, have had,

H. B. 136.—An act reimbursing the Regents of the Territorial University for expenses in attending meetings of the Board.

Under consideration and recommend that it do pass with the following amendment:

That "This act shall not apply to any claim incurred prior to the year 1875" be inserted as a new section.

EDWARD WHITSON,
Chairman.

Report adopted.

Report of the committee on Ways, Means and Claims.

MR. SPEAKER—

Your committee on Ways, Means and Claims to whom was referred.

H. B. 144.—Entitled "An act to authorize the Territorial Auditor to purchase Musser's Tax Book Attachment."

Have had the same under consideration and report the same back with the recommendation that it do not pass, but report a resolution and recommend that it do pass.

EDWARD WHITSON,
Chairman.

Report of the committee on Education.

MR. SPEAKER—

Your committee on Education to whom was referred,

H. B. 135.—An act establishing free scholarships in the University of the Territory of Washington.

Have had the same under consideration and report the same back and would ask leave to offer Council bill,

C. B. 79.—An act to appropriate money for the Territorial University and to provide for scholarships in said University.

As a substitute for the same with a recommendation that it do pass.

N. WHITNEY,
Chairman.

Report of House Judiciary Committee.

MR. SPEAKER—

Your committee on Judiciary to whom was referred.

C. B. 53.—An act to provide for the purchase of reports of the decisions of the Supreme Court of W. T. and respecting their custody and distribution.

Have had the same under consideration and report it back with the recommendation that it pass.

W. BYRON DANIELS,
Chairman.

The report of the committee on Ways, Means and Claims reporting back,

C. B. 70.—An act for the relief of William Billings.

Was, on motion, received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Tibbetts, Ward, Warman, Whitney, Whitson, and Mr. Speaker.—25.

Those voting in the negative:

Mr. Warbass.

Bill passed and title agreed to.

The report of the same committee on,

H. B. 156.—An act to provide for the greater security of money loaned.

Report received, and on motion of Mr. Horr, bill indefinitely postponed.

The report of the same committee on,

H. B. 97.—An act appropriating funds for expense of office of the Board of Immigration.

Report received with amendments and amendments adopted.

On motion, the rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, La Du, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—18.

Those voting in the negative were:

Messrs. Barnes, Gregory, Kelly, Korter, Long, Martin, McDonnell, McReavy, and Percival.—9.

Bill passed and title agreed to.

The report of the same committee on,

H. B. 19.—An act for the relief of W. O. Bush.

Report received, and bill laid on the table subject to the order of the House.

The report of the same committee on,

C. B. 72.—An act for the relief of J. P. Judson.

Was, on motion, received, rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Bill passed and title agreed to.

Report of the committee on Roads and Highways reporting back,

H. B. 28.—An act to amend an act in relation to roads, ferries, bridges and travel on public highways.

Was, on motion, received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Long, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitson and Mr. Speaker.—23.

Those voting in the negative were:

Messrs. Barnes, Martin, and Whitney.—3.

Bill passed and title agreed to.

The report of committee on Counties reporting back,

C. B. 66.—An act to provide for raising revenue for road purposes in Columbia county.

Was, on motion, received and amendments adopted.

On motion, rules were suspended and bill read third time now as amended.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

The report of same committee on,

H. B. 65.—An act for the protection of deer, moose and elk in the counties of Jefferson, Clallam, Island and San Juan.

Was on motion received and amendments adopted.

On motion rules were suspended, bill read a third time,

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Those voting in the negative,

Mr. Atkinson.

Bill passed and title agreed to.

The report of same committee on,

H. B. 143.—An act in relation to deer in Island county.

Was on motion received, and rules suspended and bill third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—22.

Those voting in the negative,

Mr. Atkinson.

Bill passed and title agreed to.

The report of same committee on,

H. B. 152.—An act to amend an act entitled an act to provide for the assessing and collecting of county and Territorial revenue. Approved Nov. 12, 1875.

On motion of Mr. Tibbetts,

Rules were suspended and bill read third time now.

On motion of Mr. Whitson,

The bill was laid on the table, subject to order of the House.

The report of the committee on Roads and Highways, reporting back.

C. B. 73.—An act to locate a road from the Willapa river in Pacific county to Chehalis station in Lewis county.

Was, on motion, received, rules suspended and bill read third time now.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Foster, Gregory, Horr, Iverson, Korter, Long, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—18.

Those voting in the negative were:

Messrs. Davis, Ebey, Kelly, La Du, Martin, McDonnell, McReavy, Percival, Stiles.—9.

Bill passed and title agreed to.

The report of Judiciary committee reporting back,

H. B. 154.—An act to amend an act entitled an act relating to mortgages on personal property. Approved November 12, 1875.

Was, on motion, received, rules suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Bill passed and title agreed to.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 8, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed with amendments,

H. B. 114.—An act in relation to the location of the county seat of Klickitat county.

Also has passed,

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners in the counties of Clarke, Klickitat, Thurston, Yakima and Kitsap, and defining their duties. Approved Dec. 1, 1869.

H. B. 129.—An act to provide and pay for additional Enrolling Clerks for the Sixth Biennial Session of the Legislative Assembly of Washington Territory.

C. B. 101.—An act in relation to Roads and Highways in the counties of King, Jefferson and Pierce.

C. B. 102.—An act for the relief of Hall's safe and lock company. Also,

Substitute for,

H. B. 128.—An act to amend an act entitled an act to establish a Hospital for the Insane of Washington Territory.

With amendments, and asks concurrence in the amendments.

Also has passed,

C. B. 103.—An act making intoxication a misdemeanor.

And herewith transmit for concurrent action.

Also has passed,

H. B. 164.—An act to defray the incidental expenses of the office of Territorial Treasurer. And

H. B. 42.—An act to repeal an act to regulate the running at large of sheep in San Juan county. Approved Nov. 12, 1875.

T. B. MERRY, *Chief Clerk.*

The report of committee on Judiciary reporting back,

H. B. 77.—An act for the relief of J. C. Kelly, and others.

Was, on motion, received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—23.

Those voting in the negative:

Mr. Atkinson.

Bill passed and title agreed to.

Speaker in the chair.

The report of the committee on Agriculture, reporting back,

H. B. 138.—An act relating to the improvement of tide lands.

Was on motion received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, La Du, Martin, McDonnell, McReavy, Percival, Tibbetts, Warbass, Warman, Whitney and Mr. Speaker.—21.

Bill passed and title agreed to.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 8, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has adopted report of committee of Conference on

C. B. 64.—An act to incorporate the city of Olympia.

T. B. MERRY,
Chief Clerk.

The report of the committee of Conference made the following reports.

MR. SPEAKER—

Your committee of Conference on the part of the House on the merits of,

C. B. 64.—An act to incorporate the town of Olympia,

Have unanimously agreed upon and would respectfully recommend that five be stricken out and four inserted in lieu thereof, in subdivision applying to levy of town tax, and would also recommend the following clause be added to section 14.

SEC. 14. Clause 22—They shall have power to make harbor regulations and rules; to regulate or prevent the discharge of ballast or other material in any harbor within the city limits; to assess and collect harbor dues from all vessels and water craft whatever, arriving at or departing from the city; to license and tax wharfingers; and to build, construct, or authorize the construction of, and regulate wharves, piers and landing places at the foot of any street terminating on Budd's Inlet. And to regulate and prescribe the limits of the extension of wharves into the waters of any harbors within the city limits.

House concurred in Council amendments.

The report of the committee on Education reporting back,

H. B. 134.—An act providing for the training of indigent, mute and blind children.

Was, on motion, received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McDonnell, Percival, Tibbetts, Ward, Warbass, Warman, Whitney and Mr. Speaker.—21.

Those voting in the negative were:

Messrs. Barnes, Daniels, Kelly, McReavy and Stiles.—5.

Bill passed and title agreed to.

The report of the committee on Printing, reporting back,

Substitute for,

H. B. 140.—An act to provide and pay for the publication and distribution of certain laws.

Was, on motion, received, substitute adopted, and rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

Report of the committee on Ways, Means and Claims reporting back,

H. B. 124.—An act for the relief of Henry L. Chapman, and others,

Was, on motion, received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Stiles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

Report of the same committee on,

H. B. 125.—An act to provide for the payment of storage and transportation of arms.

Was received, and on motion, rules suspended and bill read third time now.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Stiles, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

The report of the same committee on,

H. B. 137.—An act providing a compensation for the Regents of the Territorial University.

Was received, and on motion, rules suspended and bill read third time now,

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —26.

Bill passed and title agreed to.

The report of the same committee on,

H. B. 136.—An act reimbursing the Regents of the Territorial University for expenses in attending meetings of the Board.

Was received with amendments, and amendments adopted.

On motion of Mr. McReavy,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Stiles, Tibbetts, Warbass, Warman, Whitney and Whitson.—24.

Those voting in the negative:

Mr. Speaker.

Bill passed and title agreed to.

The report of the same committee on.

H. B. 151.—An act regulating the time and manner of transferring Territorial funds from county to Territorial treasury.

Was received, and on motion, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Long, Martin, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—24.

Those voting in the negative:

Mr. Barnes.

Bill passed and title agreed to.

The report of the same committee on,

H. B. 148.—An act to authorize the Territorial Auditor to credit the several counties of the Territory of Washington with certain sums of moneys.

Report received, rules suspended and bill read third time now.

On motion, bill was laid on the table subject to the order of the House.

The report of the same committee on,

H. J. R. 17.—Substitute for,

H. B. 144.—Entitled "An act to authorize the Territorial Auditor to purchase Musser's Tax Book Attachment."

Was, on motion, received.

On motion of Mr. Daniels,

The bill was laid on the table.

The report of the committee on Education reporting back,

H. B. 135.—An act establishing free scholarships in the University of the Territory of Washington.

Reported back asking that,

C. B. 79.—An act to appropriate money for the Territorial University and to provide free scholarships.

Was received and substitute adopted.

On motion of Mr. Gregory,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Davis, Foster, Gregory, Horr, Iverson, La Du, McReavy, Percival, Tibbetts, Warbass, Warman, Whitney and Whitson.—16.

Those voting in the negative were:

Messrs. Barnes, Kelly, Korter, Martin, Stiles and Mr. Speaker.—6.

Bill passed and title agreed to.

The Speaker gave notice that he was about to sign,

H. B. 139.—An act declaring a certain road to be a Territorial road.

H. B. 121.—An act fixing the rate to be paid for public printing, and for auditing the accounts of the Public Printer.

H. B. 86—An act for the relief of John T. Hicklin.

H. B. 153.—An act to provide for the recovery of certain money raised to aid in the construction of a wagon road across the Cascade mountains.

H. B. 162.—An act for the relief of E. L. Willey.

H. B. 83.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

Report of the committee on Judiciary reporting back,

C. B. 53.—An act to provide for the purchase of reports of the decisions of the Supreme Court of W. T. and respecting their custody and distribution.

Was, on motion, received, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Daniels, Gregory, Iverson, La Du, Per-

cival, Stiles, Tibbetts, Warbass, Warman, Whitney and Whitson.—12.

Those voting in the negative were:

Messrs. Barnes, Chipman, Davis, Foster, Horr, Kelly, Korter, Martin, McReavy, and Mr. Speaker.—10.

Bill passed and title agreed to.

On motion, House adjourned until 9 A. M. to-morrow.

R. G. O'BRIEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Friday, November 9, 1877.

House met pursuant to adjournment.

The Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Tibbetts, Warbass, Whitney, Whitson and Mr. Speaker.—22.

Absent.—Messrs. Atkinson, Long, Miller, Stiles, Van Syckle, Ward and Warman.—7.

Prayer by Rev. A. Atwood, acting as Chaplain.

Reading of yesterday's Journal was dispensed with.

Mr. La Du in the chair.

On unanimous leave, Mr. Tibbetts introduced,

H. B. 166.—An act for the relief of the clerks of the present Legislative Assembly.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. Tibbetts,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Davis, Ebey, Foster, Horr, Iverson, Kelly, Korter, La Du, McDonnell, McReavy, Percival, Tibbetts, Whitney and Whitson.—17.

Those voting in the negative,

Mr. Barnes.

Bill passed and title agreed to.

BILLS AND OTHER BUSINESS FROM THE COUNCIL.

Substitute for,

H. B. 128.—An act to amend an act entitled an act to establish a Hospital for Insane of Washington Territory.

Returned from the Council with amendment and asking the House to concur.

House refused to concur, and Speaker appointed as committee of conference on the part of the House, Messrs. Horr, Tibbetts and McReavy.

Mr. Horr called up,

H. B. 46.—An act authorizing the construction of a wharf to deep water in the town of Olympia, Thurston county, W. T.

On motion of Mr. Horr,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, La Du, Martin, McDonnell, McReavy, Percival, Tibbetts, Whitney, Whitson and Mr. Speaker.—19.

Those voting in the negative were:

Messrs. Kelly, and Korter.—2.

Bill passed and title agreed to.

On unanimous leave, Mr. Whitson introduced,

H. B. 167.—An act in relation to delinquent road tax in Yakima county.

Bill read first time.

On motion of Mr. Whitson,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitson,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Tibbetts, Whitney, Whitson and Mr. Speaker.—21.

Bill passed and title agreed to.

REPORTS OF STANDING COMMITTEES.

Report of the committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

C. B. 14.—An act to amend an act entitled an act relating to deeds. Passed November 13, 1873.

Have had the same under consideration and report the same back without recommendation.

W. BYRON DANIELS,
Chairman.

Report of Special committee on Boundaries on county of Mason:

MR. SPEAKER—

Your Special committee on Boundaries of Mason county to whom was referred,

H. B. 145.—An act defining the boundary line of Mason county.

Have had the same under consideration and report the same back with the recommendation that it do not pass.

W. KORTER,
Chairman.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 8, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed,

H. B. 69.—An act providing for the proper confinement of Territorial convicts.

H. B. 73.—An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869.

H. B. 83.—An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases.

H. B. 86.—An act for the relief of John T. Hicklin.

H. B. 108.—Substitute for,

C. B. 19.—An act to apportion the Legislative Assembly of W. T.

H. B. 109.—An act for the relief of Ezra P. Boyles, ex-Treasurer of Yakima county, and others.

H. B. 112.—An act to authorize the Board of county commissioners of Jefferson county, to borrow money.

H. B. 121.—An act fixing the rate to be paid for public printing and auditing printer's account.

H. B. 123.—An act to prescribe the tenure of office in Washington Territory.

H. B. 126.—An act to amend an act entitled an act defining lawful fences in Yakima and Whitman counties.

H. B. 139.—An act declaring a certain road a Territorial road.

H. B. 153.—An act to provide for recovery of certain money raised to aid in construction of wagon road across the Cascade Mountains.

H. B. 62.—An act for the relief of E. L. Willey.

And the same are herewith returned.

Also that the Council has passed,

C. B. 38.—An act concerning the collection of poll tax.

H. B. 54.—An act to enable the Territorial Auditor to make just and equitable settlements between the Territory and the several counties.

H. B. 146.—An act relating to the measurement of charcoal.

T. B. MERRY,
Chief Clerk.

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council has passed,

H. B. 147.—An act authorizing the Territorial Treasurer to refund certain moneys.

H. B. 90.—An act defining the boundary between the county of Island and the counties of San Juan, Whatcom and Snohomish.

And the same are herewith returned. Also,

C. B. 80.—An act in relation to a Territorial Board of equalization.

And the same is herewith transmitted for your consideration.

And that the following bills have been reported correctly enrolled:

C. B. 76.—An act to enable counties to borrow money.

C. B. 77.—An act prescribing prison regulations.

C. B. 96.—An act for the relief of John Salter.

C. B. 98.—An act declaring roads, streets and alleys in towns and cities to be public highways.

C. B. 99.—An act to provide for the appointment of Immigration agents. And

C. J. R. 14.—In relation to the purchase of two safes for the Territorial Auditor and Treasurer.

And the same are herewith transmitted for your signature.

Also that the Council has passed,

C. B. 104.—An act to aid in the construction of a railroad from the city of Seattle in King county, through the city of Walla Walla in Walla Walla county and the town of Dayton in Columbia county to the town of Colfax in Whitman county.

And the same is herewith transmitted soliciting concurrent action.

T. B. MERRY,
Chief Clerk.

Report of the committee on Enrolled Bills.

MR. SPEAKER—

Your committee on Enrolled Bills to whom was referred,

Substitute for,

H. B. 78.—Entitled an act appropriating certain Territorial tax of Lewis county for bridge purposes.

H. B. 164.—An act to defray the incidental expenses of the office of Territorial Treasurer.

H. B. 72.—An act in relation to Grand and Petit Jurors.

Substitute for,

H. B. 80.—An act regulating the receiving of county warrants in payment of county taxes.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER, *Chairman.*

Also,

H. B. 129.—An act to provide and pay for additional Enrolling Clerks for the Sixth Biennial Session of the Legislative Assembly of Washington Territory.

Report received.

Report of the committee on Corporations:

MR. SPEAKER—

Your committee on Corporations to whom was referred,

C. B. 11.—An act to provide for the incorporation of cities.

Also,

C. B. 37.—An act to amend an act entitled an act defining the jurisdiction and practice in the probate courts of W. T.

Have had the same under consideration and report the same back and recommend they do pass.

JOHN MCREAVY,
Chairman.

The report of Judiciary committee:

MR. SPEAKER—

Your committee on Judiciary to whom was referred.

C. B. 74.—An act to amend an act entitled an act relating to crimes and punishments and proceedings in criminal cases.

Have had the same under consideration and report the same back with a recommendation that it do pass.

W. BYRON DANIELS,
Chairman.

Report of the committee of Conference on,

H. B. 128.—An act to regulate the government for the Hospital for Insane.

MR. SPEAKER—

Your committee of Conference to whom was referred,

H. B. 128.—An act to regulate the government for the Hospital for Insane.

Have had the same under consideration and have agreed to ask the House to concur in the Council amendment striking out the words (be a married man and with his family)

And have also agreed to recommend that the House do not concur in any further amendments, but that the Council be asked to recede from their amendments.

J. C. HORR,
Chairman.

Report adopted and House concurred in Council amendments.

The report of committee on Judiciary reporting back,

H. B. 168.—Substitute for,

C. B. 14.—An act to amend an act entitled an act relating to deeds. Approved November 13, 1873.

Was, on motion, adopted, and substitute to bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read a second time by title.

Mr. Horr in the chair.

On motion of Mr. Tibbetts,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Martin, McDonnell, McReavy, Percival, Stiles, Whitney, and Whitson.—18.

Those voting in the negative were:

Messrs. Korter, Tibbetts, Warbass and Mr. Speaker.—4.

Bill passed and title agreed to.

Report of the Special committee on Counties, reporting back,

H. B. 145.—An act defining the boundaries of Mason county.

Was, on motion, laid on the table.

On motion of Mr. McReavy,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Those voting in the negative:

Mr. Korter.

Bill passed and title agreed to.

H. B. 114.—An act in relation to the location of the county seat of Klickitat county.

Returned from the Council amended and asking concurrence therein.

House refused to concur, and the Speaker appointed as conference committee on the part of the House, Messrs. Whitney and Percival.

The Speaker gave notice that he was about to sign,

S. H. B. 78.—An act for the relief of Lewis county.

H. B. 164.—An act to defray the incidental expenses of the office of Territorial Treasurer.

H. B. 72.—An act in relation to grand and petit jurors.

S. H. B. 80.—Relating to the receiving of county warrants for payment of county taxes in Clarke county.

An act to enable counties to borrow money.

Resolution to receive bids for safes.

An act to provide for the appointment of immigration agents.

An act declaring roads, streets and alleys in towns and cities public highways.

An act for the relief of John Salter.

An act prescribing prison regulations.

BUSINESS FROM THE COUNCIL.

H. B. 30.—An act for the relief of the Trustees of Tacoma Lodge, No. 4, I. O. G. T.

Returned from the Council amended asking concurrence of House.

House refused to concur by the following vote:

Those voting in the affirmative were:

Messrs. Davis, Foster, Gregory, Kelly, La Du, McDonnell, Stiles, Warbass and Warman.—11.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Horr, Iverson, Korter, Long, Martin, Percival, Tibbetts, Van Syckle, Ward, Whitney, Whitson and Mr. Speaker.—17.

Mr. Horr moved to return the bill asking the Council to recede.

Motion carried.

On unanimous leave, Mr. Warman introduced,

H. B. 169.—An act to amend an act entitled an act to encourage the establishment of hatching-houses on the waters of the Columbia river. Approved November 6, 1877.

Bill read first time.

On motion of Mr. Warman,

Rules were suspended and bill read second time by title.

On motion of Mr. Warman,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Chipman, Iverson, Korter, Ward, Warman and Mr. Speaker.—7.

Those voting in the negative were:

Messrs. Andrews, Daniels, Davis, Gregory, Kelly, La Du, Martin, McDonnell, Percival, Stiles, Van Syckle, Warbass and Whitson.—13.

House refused to pass the bill.

Report of the committee on expenditures.

MR. SPEAKER—

Your special joint committee appointed to expend $200 appropriated by this body for the purpose of defraying the incidental expenditures of this Legislature, make the following report:

To J. C. HORR,	
For 2 doz. Lamp Chimneys	$ 3 00
To AMERICAN PIPE COMPANY,	
For wood	10 00
To SAMUEL WILLIAMS,	
For kerosene, candles, &c	17 75
To T. G. LOWE & Co.,	
For stationery, &c	160 83
Total amount	191 58

JAMES B. LA DU,
Committee on Part of House.

Report received.

Mr. McReavy submitted the following:

The report of Special Joint committee to whom was referred the matter of procuring two safes for the use of Territorial Auditor and Treasurer.

Have had the same under consideration and make the following report:

We invited the agent of the Hall safe and the agent of the McNeale & Urban safe to submit bids to furnish safes delivered on the wharf at Olympia.

Upon examining the propositions of said agents, we have concluded to recommend the Hall safe, to wit.: One fire proof safe, inside measurement, 25 x 24½ x 16 in. deep; weight, 2,700 lbs. One fire and burglar proof safe, inside measurement, 31 x 24½ x 17 in. deep; weight, 4,200 lbs.; said safes to be delivered on the wharf at Olympia, for $1,000, Territorial Warrants.

Your committee recommend the purchase of the safes as above set forth.

JOHN MCREAVY,
L. L. ANDREWS,
J. H. LONG.
Committee on Part of House.

Report received.

The report of the committee on Corporations reporting back,

C. B. 37.—An act to amend an act entitled an act defining the jurisdiction and practice in probate courts of W. T. Approved November 11, 1873.

Was, on motion, received, and amendments adopted.

On motion of Mr. Daniels,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, La Du, Long, Martin, McReavy, Stiles, Tibbetts, Ward, Warbass, Warman, Whitson and Mr. Speaker.—23.

Bill passed and title agreed to.

The report of the committee on Judiciary reporting back,

C. B. 74.—An act to amend an act entitled an act relating to crimes and punishments and proceedings in criminal cases.

Was, received, and on motion, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney and Whitson.—25.

Those voting in the negative were:

Messrs. Horr and Speaker.—2.

Bill passed and title agreed to.

The report of the committee on Corporations reporting back,

C. B. 11.—An act for the incorporation of cities.

Was received, and rules suspended and bill read third time now by title.

On motion, the bill was laid on the table until 2 P. M.

On motion of Mr. Iverson,

House took a recess until 1 P. M.

AFTERNOON SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—27.

Absent—Messrs. Horr and Miller.—2.

H. B. 54.—An act to enable the Territorial Auditor to make just and equitable settlements between the Territory and the several counties.

Returned from the Council amended, asking the House to concur.

House refused to concur in the first amendment by the following vote:

Those voting in the affirmative were;

Messrs. Chipman, Davis, Ebey, Foster, Iverson, Kelly, Long, McDonnell, McReavy, Percival, and Whitson.—11.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Daniels, Gregory, Horr, La Du, Korter, Martin, Stiles, Van Syckle, Ward, Warbass, Warman and Speaker.—15.

The Speaker appointed as committee of conference on the bill, Messrs. Barnes, La Du, and Gregory.

The report of the committee on Judiciary reporting back,

H. B. 61.—An act to regulate and govern the sale of intoxicating liquors.

A motion was made to indefinitely postpone.

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Atkinson, Davis, Foster, Gregory, Horr, Kelly, Korter, La Du, McReavy, Warbass and Whitney.—11.

Those voting in the negative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Ebey, Iverson, Martin, McDonnell, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warman, Whitson and Speaker.—16.

House refused to postpone.

Mr. McReavy moved to lay the bill on the table.

Motion carried.

Report of Judiciary Committee.

MR. SPEAKER—

Your committee on Judiciary to whom was referred.

H. B. 61.—An act to regulate and govern the sale of intoxicating liquors.

Have had the same under consideration and report the same back without recommendation.

W. BYRON DANIELS,
Chairman.

The report of the committee of Conference:

MR. SPEAKER—

Your committee of Conference to whom was referred,

H. B. 114.—An act in relation to the duties of county assors.

Have had the same under consideration and report the same back with a recommendation that the Council amendment line two be changed to three-fifths instead of two-thirds.

D. F. PERCIVAL,
N. WHITNEY.
On Part of House.

Report received.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council refuses to recede from its amendments to,

H. B. 128.—An act to regulate the government of the Hospital for Insane.

And asks for a committee of conference.

And that the President has appointed on said committee on part of the Council, Messrs. Hoover and Hathaway.

And the bill is herewith returned.

And the Council has passed,

C. B. 63.—An act in relation to the bonds of Territorial officers.

H. B. 133.—An act relative to hogs in Snohomish county and certain townships in Klickitat county.

H. B. 158.—An act to amend an act creating a board of pilot commissioners and pilots on the Columbia river and bar.

H. B. 169.—An act in relation to delinquent road tax in Yakima county.

And the same are herewith returned.

And the committee on enrolled bills report correctly enrolled,

C. B. 52.—An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction.

C. B. 57.—An act to provide for calling a convention to frame a Constitution for a State of Washington, and submitting the same to the people for ratification or rejection.

C. B. 59.—An act to amend an act to provide for the protection of Game. Approved Nov. 12, 1875.

C. B. 60.—An act to amend the charter of the city of Seattle.

C. B. 70.—An act for the relief of William Billings.

C. B. 72.—An act for the relief of John P. Judson.

C. B. 73.—An act to locate a road from the Willapa river in Pacific county to Chehalis station in Lewis county.

C. B. 79.—An act to appropriate money for the University of Washington and to provide for free scholarships.

C. M. 12.—In relation to school lands.

C. B. 87.—An act to repeal the Incorporation act of Port Townsend.

And the same are herewith transmitted for your signature. Also,

C. B. 66.—An act to provide for raising a revenue for road purposes in Columbia and Walla Walla counties.

And that the President has signed,

An act authorizing the counties of Pacific and Chehalis to appropriate money for the purpose of building Bridges and Public Highways.

An act defining the boundaries of the City of Vancouver.

An act to authorize the Board of Health for District of Puget Sound to purchase a suitable site of land for a Pest House.

An act in relation to streets and alleys in unincorporated towns.

An act for the relief of J. R. Thompson, D. N. Utter, J. P. Ludlow and A. Atwood.

An act to protect persons selling spirituous, malt, or fermented liquors, from misrepresentations of minors, as respects their ages.

An act to legalize and make valid the location of county roads.

An act to amend an act entitled an act in relation to Roads Ferries, Bridges and travel on public highways.

An act for the protection of quails, commonly known as Bob White.

An act for the relief of J. C. Horr, and others.

Memorial for Legislative expenses as provided for by congress.

Memorial praying for a land office at Port Townsend.

Memorial praying for an extension of time in holding sessions of the Legislative Assembly of W. T.

And the same have been sent to the Governor for approval.

Also that the Council has passed,

Substitute for,

H. B. 65.—An act for the protection of deer, in the counties of Jefferson and Clallam.

H. B. 77.—An act for the relief of J. C. Kelly, Thomas Dealy and John Fitzpatrick.

H. B. 166.—An act for the relief of the clerks of the present Legislative Assembly.

And that the Council, in accordance with the report of the conference committee already adopted, has receded from its remaining amendments to,

H. B. 128.—An act to amend an act entitled an act to establish a Hospital for the Insane of Washington Territory.

And the Council has passed,

H. B. 134.—An act providing for the training of indigent, mute and blind children.

And the same returned.

T. B. MERRY,
Chief Clerk.

Report of the committee on Enrolled bills.

MR. SPEAKER—

Your committee on Enrolled bills to whom was referred,

H. B. 41.—An act to amend an act entitled an act for the election of County Commissioners in the counties of Clarke Klickitat, Thurston, Yakima and Kitsap, and defining their duties. Approved Dec. 1, 1869.

H. B. 57.—An act to provide a system of Common Schools.

Have had the same under consideration and report the same back correctly enrolled.

A. S. MILLER.
Chairman.

Report received.

Report of the committee on Counties.

MR. SPEAKER—

Your committee on Counties to whom was referred,

H. B. 116.—An act relating to surveyors of sawlogs in the counties of Thurston, Pierce, King, Kitsap, Mason, Snohomish, Island, Whatcom, Jefferson, San Juan and Clallam.

Have had the same under consideration and report the same back without recommendation.

EDWARD MCDONNELL,
Chairman.

Report of Judiciary Committee.

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

C. B. 89.—An act to amend an act entitled an act to fix the time of holding terms of the District and Supreme Courts.

Have had the same under consideration and report the same back and recommend its passage.

W. BYRON DANIELS,
Chairman.

Report of the committee on Commerce and Fisheries.

MR. SPEAKER—

Your committee on Commerce and Fisheries to whom was referred,

C. B. 10.—An act for the protection of the salmon fisheries of Puget Sound and tributary waters.

Have had the same under consideration and report the same back with recommendation that it do pass.

THOMAS WARMAN,
Chairman.

Report of the committee on Education.

MR. SPEAKER—

Your committee on Education to whom was referred,

An act to authorize the commissioners of Clarke County to levy an annual tax for school purposes.

Have had the same under consideration and report the same back and recommend its passage with the following amendments:

Amend by striking out Section 2.

N. WHITNEY,
Chairman.

Report of committee on Roads and Highways:

MR. SPEAKER—

Your committee on Roads and Highways to whom was referred,

C. B. 43.—An act to regulate marriages.

Have had the same under consideration and report the same back with recommendation that it do pass with the following amendments:

In Sec. 1 strike out Council amendment.

In Sec. 13 amend so as to read "such license shall not issue without the consent of the parents or guardians if the female be within (18) eighteen years or the male within the age of twenty-one years."

CHARLES T. STILES,
Chairman.

Report of the committee on Education:

MR. SPEAKER—

Your committee on Education to whom was referred,

H. B. 130.—An act regulating the practice of medicine and surgery.

Have had the same under consideration and report the same back with the recommendation that it do not pass.

N. WHITNEY,
Chairman.

Report of the committee on Printing.

MR. SPEAKER—

Your committee on Printing to whom was referred,

C. B. 86.—An act to provide for printing certain pamphlets.

Have had the same under consideration and report the same back without recommendation.

A. J. GREGORY,
Chairman.

Report of the committee on Judiciary:

MR. SPEAKER—

Your committee on Judiciary to whom was referred,

H. B. 242.—An act to legalize and make valid the location of county roads.

Have had the same under consideration and report the same back with a substitute and recommend the passage of the substitute.

W. BYRON DANIELS,
Chairman.

The Speaker gave notice that he was about to sign,

C. B. 79.—An act to appropriate money for the Territorial University and to provide free scholarships.

C. B. 72.—An act for the relief of John P. Judson.

C. B. 73.—An act to locate a Territorial road from Willapa river in Pacific county to Chehalis station in Lewis county.

H. B. 41.—An act in relation to the county commissioners and defining their duties in the counties of Clarke, Thurston, Klickitat, Yakima and Kitsap in W. T.

An act to provide for raising revenue for road purposes in Columbia and Walla Walla counties.

An act to amend an act to provide for the protection of game. Approved Nov. 12, 1875.

An act to amend the charter of the city of Seattle.

Memorial in regard to school land in Washington Territory.

An act to amend an act entitled an act relating to Justices of the Peace and to their practice and jurisdiction. Approved Nov. 13, 1873.

An act to repeal certain Sections of acts and certain acts relating to the incorporation of the city or town of Port Townsend.

An act to provide for calling a convention to frame a Constitution for a State of Washington and submitting the same to the people for ratification or rejection.

C. B. 70.—An act for the relief of Wm. Billings.

H. B. 57.—An act to provide a system of Common Schools.

Mr. Daniels called up,

C. B. 31.—An act to provide for the codification of the laws of Washington Territory.

On motion of Mr. Daniels,

Rules were suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, and Whitney.—23.

Those voting in the negative were:

Messrs. Kelly, and Whitson.

Bill passed and title agreed to.

C. B. 104.—An act to aid in the construction of a railroad from the city of Seattle in King county, through the city of Wal-

la Walla in Walla Walla county and the town of Dayton in Columbia county to the town of Colfax in Whitman county.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, and Whitson.—21.

Those voting in the negative were:

Messrs. Davis and Whitney.

Bill passed and title agreed to.

The report of the committee on Counties, reporting back,

H. B. 116.—An act relating to surveyors of sawlogs in the counties of Thurston, Pierce, Kitsap, King, Mason, Snohomish, Island, Whatcom, Jefferson, San Juan and Clallam.

Was received, rules suspended and bill read third time now.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Iverson, Kelly, Korter, La Du, Martin, McReavy, Tibbetts, Whitson and Mr. Speaker.—16.

Those voting in the negative were:

Messrs. Atkinson, Horr, Long, Percival, Stiles, Van Syckle, Ward, Warbass, Warman and Whitney.—10.

Bill passed and title agreed to.

Hour having arrived for taking up,

C. B. 11.—An act to provide for the incorporation of cities.

On motion of Mr. Daniels,

Rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McReavy, Percival, Stiles, Van Syckle, Warman, Whitney and Whitson.—21.

Bill passed and title agreed to.

Your committee of Conference appointed to confer with a committee appointed by the Council to consider,

H. B. 76.—An act to amend an act entitled an act in relation to attorneys and counsellors at law. Passed Jan. 24, 1863.

Beg leave to report that we have met and considered the bill and recommend that Yakima County be exempted from the provisions of the bill.

EDWARD WHITSON,
CHARLES T. STILES.
Committee.

Report adopted.

Message from the Governor by his Secretary.

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, *November* 9, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

GENTLEMEN:—

I have the honor to inform you that I have this day approved and signed the following:

An act to provide for taking the census of the Territory of Washington.

An act defining districts in San Juan county for the election of County Commissioners.

An act regulating salmon fisheries in the waters of the Columbia river.

An act concerning marks and brands in certain counties in the Territory of Washington.

An act to repeal an act entitled and act to amend an act entitled an act in relation to Quartz mining claims. Approved Nov. 12, 1875, so far as the same applies to Stevens County.

An act to amend an act entitled an act in relation to Attorneys and Counselors at law. Approved January 24, 1863.

An act relating to road districts in San Juan County.

An act providing for removing Territorial Library to Capitol building.

An act to provide for the recovery of certain money raised to aid in the construction of a wagon road across the Cascade mountains.

An act to amend an act entitled an act relative to crimes and punishments and proceedings in criminal cases. Approved Nov. 10, 1873.

An act for the relief J. T. Hicklin.

An act providing for the proper confinement of Territorial convicts.

An act to authorize the Board of county commisioners of Jefferson county, to borrow money.

An act for the relief of E. L. Willey.

An act declaring a certain road to be a Territorial road.

An act to amend an act entitled an act defining lawful fences in Yakima and Whitman Counties.

An act to prescribe the tenure of office in Washington Territory.

An act repealing an act establishing a uniform standard of weights and measures. Approved Dec. 2, 1869.

An act to apportion the representation of the Legislative Assembly of W. T.

An act to declare Samamish Slough in the county of King a public highway.

An act fixing the rate to be paid for public printing and auditing printer's account.

An act for the relief of Ezra P. Boyles, ex-Treasurer of Yakima county, and others.

E. P. FERRY,
Governor.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 9, 1877.

I am instructed by the Council to inform the House that the Council has receded from its amendments to,

H. B. 30.—An act for the relief of the Trustees of Tacoma Lodge, No. 4, I. O. G. T.

And the same is herewith returned.

And that the President has signed,

H. B. 164.—An act to defray the incidental expenses of the office of Territorial Treasurer.

H. B. 129.—An act to provide and pay for additional Enrolling Clerks for the Sixth Biennial Session of the Legislative Assembly of Washington Territory.

H. B. 80.—Relating to the receiving of county warrants for payment of county taxes in Clarke county.

H. B. 72.—An act in relation to Grand and Petit Jurors.

H. B. 78.—An act for the relief of Lewis county, Washington Territory, appropriating the amount of its Territorial tax for the year, A. D., 1877, and the year 1878, to said county for the building of bridges therein.

And the same are herewith returned. Also,

An act prescribing prison regulations.

An act for the relief of John Salter.

C. B. 98.—An act declaring roads, streets and alleys in towns and cities to be public highways.

C. B. 99.—An act to provide for the appointment of Immigration agents. And

An act to enable counties to borrow money.

Resolution relative to receiving bids for the purchase of safes.

And that the Council has adopted the report of Conference Committee upon,

H. B. 114.—An act in relation to the location of the county seat of Klickitat county.

And the bill is herewith returned.

Also that the Council has passed with amendment,

H. B. 137.—An act providing a compensation for the Regents of the Territorial University.

H. B. 138.—An act relating to the improvement of Tide Lands.

Substitute for,

H. B. 140.—An act to provide and pay for the publication and distribution of certain laws.

H. B. 143.—An act in relation to deer in Island county.

H. B. 151.—An act regulating the time and manner of transferring Territorial funds from county to Territorial treasury.

H. B. 154—An act to amend an act in relation to mortgages on personal property. Approved Nov. 12, 1875.

H. B. 168.—Substitute for,

C. B. 14.—An act to amend an act entitled an act relating to deeds. Passed November 13, 1873.

T. B. MERRY,
Chief Clerk.

Report of Conference committee on,

H. B. 114.—An act in relation to the duties of county assessor.

Was adopted.

The report of committee on Judiciary reporting back,

C. B. 89.—An act to amend an act entitled an act to fix the times of holding terms of the District and Supreme courts.

Was received, and on motion, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Korter, Long, Martin, McDonnell, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney and Mr. Speaker.—22.

Bill passed and title agreed to.

Report of the committee on Commerce and Fisheries reporting back,

C. B. 10.—An act for the protection of salmon fisheries of Puget Sound and tributary waters.

Was received, and on motion, rules suspended and bill read third time by title.

The question being "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney and Mr. Speaker.—23.

Bill passed and title agreed to.

The report of the committee on Education reporting back,

H. B. 120.—An act to authorize the commissioners of Clarke county to levy an annual tax for school purposes.

Was received, and on motion, rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, Percival, Tibbetts, Van Syckle, Warbass, Warman, Whitney and Mr. Speaker.—22.

Those voting in the negative,

Mr. Ward.

Bill passed and title agreed to.

C. B. 101.—An act in relation to Roads and Highways in the counties of King, Jefferson and Pierce.

Bill read first time.

On motion, rules were suspended and bill read second time by title.

On motion, rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Tibbetts, Van Syckle, Warbass, Warman, Whitney, and Whitson.—23.

Those voting in the negative were:

Messrs. Percival, Ward and Speaker.—3.

Bill passed and title as amended agreed to.

C. B. 102.—An act for the relief of Hall's safe and lock company.

Bill read first time.

On motion of Mr. McReavy,

Rules were suspended and bill read a second time by title.

On motion of Mr. McReavy,

Rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Chipman, Daniels, Davis, Ebey, Foster, Horr, Kelly, Long, Martin, McDonnell, McReavy, Percival, Tibbetts, Van Syckle, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—20.

Bill passed and title agreed to.

The report of the committee on Roads and Highways reporting back.

C. B. 43.—An act to regulate marriages.

Was, on motion, received.

On motion of Mr. Horr,

The bill was laid on the table.

The report of the committee on Education reporting back,

H. B. 130.—An act regulating the practice of medicine and surgery.

Was received, and on motion, rules suspended and bill read third time by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Foster, Gregory, Horr, Iverson, Martin, McDonnell, McReavy, Van Syckle, Warbass, and Speaker.—12.

Those voting in the negative were:

Messrs. Chipman, Davis, Ebey, Kelly, La Du, Long, Percival, Stiles, Tibbetts, Ward, Warman, Whitney and Whitson. —13.

House refused to pass the bill.

The report of the committee on Printing reporting back,

C. B. 86.—An act to provide for printing certain pamphlets.

Was received, and on motion rules suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Ebey, Foster, Horr, La Du, Long, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker. —19.

Those voting in the negative were:

Messrs. Chipman, Davis, Gregory, Kelly, Korter, Martin and Van Syckle.—7.

Bill passed and title agreed to.

C. B. 103.—An act making intoxication a misdemeanor.

Bill read first time.

Mr. Horr moved to suspend the rules and pass the bill to second reading.

Motion lost.

The report of the committee on Judiciary reporting back.

S. H. B. 142.—An act to legalize and make valid the location of county roads.

Bill read first time.

On motion of Mr. Daniels,

Rules were suspended and bill read second time by title.

On motion of Mr. Daniels,

The rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Daniels, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Stiles, Tibbetts, Ward, Warman, Whitney, and Whitson.—17.

Those voting in the negative were:

Messrs. Chipman, Davis, Ebey, Gregory, Percival, Van Syckle and Warbass.—7.

Bill passed and title agreed to.

C. B. 38.—An act concerning the collection of poll tax.

Bill read first time.

On motion, the rules were suspended and bill read second time by title.

On motion, rules were further suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Chipman, Daniels, Horr, Kelly, Korter, La Du, Martin, McDonnell, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—18.

Those voting in the negative were:

Messrs. Barnes, Ebey, Gregory, Iverson, Long, and Van Syckle.—6.

Bill passed and title agreed to.

C. B. 63.—An act in relation to the bonds of Territorial officers.

Mr. Horr moved to indefinitely postpone the bill.

Motion carried.

S. H. B. 101.—An act to authorize the Territorial Auditor to contract for the printing and binding of the biennial reports of the Territorial Auditor and Territorial Treasurer and Trustees of Hospital for Insane.

Bill read first time.

On motion of Mr. Whitney,

Rules were suspended and bill read second time by title.

On motion of Mr. Whitney,

Rules were further suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Gregory, Horr, Iverson, Kelly, Korter, La Du, Martin, McDonnell, Percival, Stiles, Tibbetts, Van Syckle, Ward, Warman, Whitney, Whitson and Mr. Speaker.—23.

Bill passed and title agreed to.

On motion, House adjourned till 7 P. M.

EVENING SESSION.

House met. Speaker in the chair.

At roll call the following members answered to their names.

Messrs. Andrews, Barnes, Chipman, Daniels, Davis, Ebey, Gregory, Horr, Iverson, Korter, La Du, McDonnell, McReavy, Percival, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—21.

Absent—Messrs. Atkinson, Foster, Kelly, Long, Martin, Miller, Stiles and Van Syckle.—8.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 9, 1877.

I am instructed by the Council to inform the House that the Council has concurred in House amendments to,

C. B. 101.—An act in relation to roads and highways in Jefferson, King and Pierce counties.

And that the Council has passed,

Substitute for,

H. B. 149.—An act to repeal an act entitled an act to disincorporate the city of Kalama. Approved Nov. 29, 1871.

H. B. 53.—An act to create and confer jurisdiction upon the District court of Whatcom and Island counties.

C. B. 20.—An act to repeal an act entitled an act in relation to the duties of Probate Judges. Approved Nov. 12, 1875.

And the same are herewith transmitted.

Also, that the President has signed,

C. B. 70.—An act for the relief of William Billings.

C. B. 57.—An act to provide for calling a convention to frame a constitution for a State of Washington and submitting the same to the people for ratification or rejection.

C. B. 87.—An act to repeal the Incorporation act of Port Townsend.

C. B. 52.—An act amending an act relating to Justices of the Peace and defining their Jurisdiction.

C. B. 79.—An act to appropriate money for the University of Washington Territory and to provide for free scholarships.

C. M. 12.—In relation to school lands, in W. T.

Also, has signed,

H. B. 57.—An act to provide a system of Common Schools.

H. B. 101.—An act to authorize the Territorial Auditor to contract for certain printing named therein.

An act to legalize and make valid the location of County and Territorial Roads in Washington Territory.

And the same are herewith returned.

Also has signed,

C. B. 38.—An act concerning collection of poll taxes.

C. B. 86.—An act to provide for printing certain pamphlets.

Also, the Council has passed, with amendments,

H. B. 145.—An act defining the boundary lines of Mason County.

And herewith transmits the same, and asks concurrence in the amendments on part of the House.

T. B. MERRY,
Chief Clerk.

Message from the Governor by his Secretary.

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, *November* 9, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

GENTLEMEN:—

I have the honor to inform you that I have this day approved and signed the following:

An act regulating the receiving of county warrants in payment of county taxes.

An act for the relief of Lewis county.

An act donating the road property tax of San Juan county to school fund of said county.

An act in relation to Grand and Petit Jurors.

An act to defray the incidental expenses of the office of Territorial Treasurer.

An act to provide and pay for additional Enrolling Clerks for the Sixth Biennial Session of the Legislative Assembly of Washington Territory.

An act in relation to the election of county commissioners and defining their duties in the counties of Clarke, Thurston, Klickitat, Yakima and Kitsap in W. T.

An act to provide a system of Common Schools.

E. P. FERRY,
Governor.

Report of the committee on Enrolled bills.

MR. SPEAKER—

Your committee on Enrolled bills to whom was referred,

H. B. 145.—An act defining the boundary lines of Mason County.

H. B. 54.—An act to enable the Territorial Auditor to make just and equitable settlements between the Territory and the several counties.

H. B. 42.—An act to repeal an act to regulate the running at large of sheep in San Juan county. Approved Nov. 12, 1875.

H. B. 151.—An act Regulating the time and manner of transferring Territorial funds from County to Territorial Treasury.

H. B. 134.—An act providing for the training of indigent mute and blind children.

H. B. 168.—Substitute for,

C. B. 14.—An act to amend an act entitled an act relating to deeds. Approved November 13, 1873.

H. B. 90.—An act defining the boundary between the county of Island and the counties of San Juan, Whatcom and Snohomish.

H. B. 146.—An act relating to the measurement of charcoal.

H. B. 166.—An act for the relief of the clerks of the present Legislative Assembly.

H. B. 133.—An act relative to hogs in Snohomish county and certain townships in Klickitat county.

H. B. 143.—An act in relation to deer in Island county.

H. B. 167.—An act in relation to delinquent road tax in Yakima county.

H. B. 154.—An act to amend an act entitled an act relating to mortgages on personal property. Approved November 12, 1875.

H. B. 30.—Entitled an act for the relief of the Board of Trustees of Tacoma Lodge, No. 4, I. O. G. T.

H. B. 138.—An act relating to the improvement of tide lands.

Substitute for,

H. B. 140.—An act to provide and pay for the publication and distribution of certain laws.

H. B. 114.—An act in relation to the location of the county seat of Klickitat county.

H. B. 77.—An act for the relief of J. C. Kelly, Thomas Dealy and John Fitzpatrick.

A. S. MILLER,
Chairman.

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Was taken up again.

A motion was made to amend by inserting the word "sheriff".

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Davis, Ebey, Gregory, Horr, Korter, La Du, Martin, McDonnell, McReavy, Percival, Ward, Warman, Whitney, Whitson and Mr. Speaker.—18.

Those voting in the negative were:

Msssrs. Barnes, Daniels, Foster, Iverson, Kelly, Long, Stiles, Tibbetts and Warbass.—9.

Amendment adopted.

On motion, rules were suspended, bill read a third time now by title.

A motion was made to reconsider the vote by which bill passed to its third reading.

Ayes and noes called for with the following result:

Those voting in the affirmative were:

Messrs. Barnes, Chipman, Daniels, Foster, Iverson, Kelly, Long, Stiles, Tibbetts, Ward, Warbass, Warman and Whitson. —14.

Those voting in the negative were:

Messrs. Andrews, Ebey, Gregory, Horr, Korter, La Du, Martin, McDonnell, McReavy, Percival, Whitney and Mr. Speaker.—12.

Vote reconsidered.

Motion to reconsider vote to strike out Treasurer.

Ayes and noes called for with following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Daniels, Foster, Horr, Iverson, Long, Stiles, Tibbetts and Warbass.—10.

Those voting in the negative were:

Messrs. Andrews, Chipman, Davis, Ebey, Gregory, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Ward, Warman, Whitney, Whitson and Mr. Speaker.—17.

Motion lost.

Mr. Warbass moved to indefinitely postpone the bill.

Ayes and noes as follows:

Those voting in the affirmative were:

Messrs. Davis, Ebey, Gregory, Foster, Kelly, Korter, McReavy, Warbass, Whitney and Mr. Speaker.—10.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Daniels, Horr, Iverson, La Du, Long, Martin, McDonnell, Percival, Stiles, Tibbetts, Ward, Warman and Whitson.—17.

Motion to postpone lost.

On motion of Mr. Iverson,

Rules were suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, Stiles, Tibbetts, Warman and Whitney.—19.

Those voting in the negative were:

Messrs. Davis, Warbass, Whitson and Mr. Speaker.—4.

Bill passed and title agreed to.

The committee of Conference on,

H. B. 54.—An act to enable the Territorial Auditor to make just and equitable settlements between the Territory and the several counties therein.

Made the following report:

MR. SPEAKER—

Your committee of conference appointed to act with a like committee on part of the Council to whom was referred,

H. B. 54.—An act to enable the Territorial Auditor to make equitable settlement between the Territory and the several counties therein.

Have had the same under consideration and beg leave to recommend that the House concur in the Council amendment to said bill.

W. F. BARNES,
Chm. Com. on part of House.

House concurred in the amendments.

H. B. 145.—An act defining the boundaries of Mason county.

Reported back from Council with amendments asking that House concur in same.

On motion, House concurred.

C. B. 20.— An act to repeal an act entitled an act in relation to the duties of Probate Judges.

Bill read first time.

On motion of Mr. Tibbetts,

Rules were suspended and bill read second time by title.

On motion of Mr. Tibbetts,

Rules were further suspended and bill read third time by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Ebey, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—25.

Bill passed and title agreed to.

H. B. 137.—An act providing a compensation for the Regents of the Territorial University.

Reported back from Council amended.

House concurred.

C. B. 80.—An act in relation to a Territorial Board of equalization.

Bill read first time.

On motion, rules were suspended and bill read a second time by title.

On motion of Mr. Daniels,

The rules were further suspended and bill read third time now by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Daniels, Iverson, La Du, Long, Tibbetts, Ward and Whitney.—7.

Those voting in the negative were:

Messrs. Andrews, Atkinson, Barnes, Davis, Ebey, Foster, Gregory, Horr, Kelly, Korter, Martin, McDonnell, McReavy, Percival, Warbass, Warman, Whitson and Mr. Speaker.—19.

House refused to pass the bill.

Mr. La Du moved to reconsider the vote by which,

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Passed.

Motion carried.

Mr. Warbass moved to lay on the table.

Motion lost.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Barnes, Chipman, Davis, Gregory, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, McReavy, Percival, Stiles, Tibbetts, Ward and Warman.—19.

Those voting in the negative were:

Messrs. Daniels, Ebey, Korter, Warbass, Whitney, Whitson and Mr. Speaker.—7.

Bill passed and title agreed to.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the committee on Conference on,

H. B. 54.—An act to allow the Territorial Auditor to

make certain settlements between the Territory and several counties therein.

Have instructed me to return the bill, the report of the committee having been adopted.

And that the committee on Enrolled bills have reported as correctly enrolled for your signature.

C. B. 37.—An act to amend an act entitled an act defining the jurisdiction and practice in probate courts of W. T. Approved November 11, 1873.

C. B. 53.—An act to provide for the purchase of reports of the decisions of the Supreme Court of W. T. and respecting their custody and distribution.

C. B. 31.—An act to provide for the codification of the laws of Washington Territory.

C. B 102.—An act for the relief of the Hall's Lock and Safe Co.

C. B. 89.—An act to amend an act entitled an act to fix the time of holding terms of the District and Supreme Courts.

C. B. 74.—An act to amend an act entitled an act relating to crimes and punishments and proceedings in criminal cases.

C. B. 64.—An act to incorporate the city of Olympia.

C. B. 104.—An act to aid in the construction of a railroad from the city of Seattle in King county, through the city of Walla Walla in Walla Walla county and the town of Dayton in Columbia county to the town of Colfax in Whitman county.

C. B. 11.—An act for the incorporation of cities.

C. B. 38.—An act concerning the collection of Poll Taxes.

C. B. 86.—An act to provide for the printing of certain pamphlets.

C. B. 101.—An act in relation to roads and highways in Jefferson county.

And that by vote of the Council the engrossed copies of

C. B. 11.—An act for the incorporation of cities.

C. B. 38.—An act concerning the collection of poll taxes.

C. B. 86.—An act to provide for the printing of certain pamphlets. And

C. B. 101.—An act in relation to roads and highways in Jefferson county.

Are to be suffered to stand as the enrolled bills of those numbers.

T. B. MERRY,
Chief Clerk.

The Speaker gave notice that he was about to sign the foregoing.

Message from the Council by their clerk:

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed,

H. B. 149.—An act to repeal an act entitled an act to disincorporate the city of Kalama.

H. B. 90.—An act defining the boundary between the county of Island and the counties of San Juan, Whatcom and Snohomish.

H. B. 137.—An act to provide for payment of expenses of Regents of the Territorial University.

Substitute for,

H. B. 158.—An act to amend an act creating a board of pilot commissioners and pilots on the Columbia river and bar. Approved Nov. 29, 1871.

Substitute for,

H. B. 65.—An act for the protection of deer, in the counties of Jefferson and Clallam in the Territory of Washington.

H. B. 166.—An act for the relief of the clerks and employes of the present Legislative Assembly.

H. B. 146.—An act relating to the measurement of charcoal.

C. B. 37.—An act to amend an act entitled an act defining the jurisdiction and practice in the probate courts of W. T.

C. B. 53.—An act to provide for publishing the decisions of the Supreme court and providing for the distribution of the same.

C. B. 102.—An act to provide for the relief of Hall's Lock and Safe Co.

C. B. 89.—An act to amend an act entitled an act to fix the times of holding terms of the district and Supreme courts.

C. B. 74.—An act to amend an act entitled an act relating to crimes and punishments and proceedings in criminal cases.

C. B. 64.—An act to incorporate the town of Olympia.

C. B. 104.—An act to aid in the construction of a railroad from the city of Seattle in King county through the city of Walla Walla in Walla Walla county and the town of Dayton in Columbia county to the town of Colfax in Whitman county.

H. B. 133.—An act in relation to hogs in Snohomish county and certain townships in Klickitat county.

H. B. 143.—An act in relation to deer in Island county.

H. B. 30.—An act for the relief of the Trustees of Tacoma Lodge, No. 4, I. O. G. T.

H. B. 53.—An act to create and confer jurisdiction upon the District court of Whatcom county.

H. B. 134.—An act providing for the training of indigent mute and blind children.

H. B. 147.—An act relating to deeds.

H. B. 167.—An act in relation to delinquent road tax in Yakima county.

H. B. 154.—An act to amend an act entitled an act relating to mortgages on personal property. Approved Nov. 12, 1875.

Substitute for,

H. B. 128.—An act to amend an act entitled an act to establish a Hospital for the Insane of Washington Territory.

C. B. 11.—An act to provide for the incorporation of cities.

C. B. 38.—An act concerning the collection of poll tax.

C. B. 86.—An act to provide for printing certain pamphlets.

C. B. 101.—An act in relation to roads and highways in Jefferson county.

C. B. 14.—An act to amend an act entitled an act relating to deeds. Approved November 13, 1873.

Also that the Council has passed,

H. B. 124.—Entitled "An act for the relief of Henry S. Chapman and others."

Herewith returned.

T. B. MERRY,
Chief Clerk.

Message from the Council by their Clerk.

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the following bills, being correctly enrolled, are herewith transmitted for your signature.

C. B. 20.—An act to repeal an act in relation to probate judges.

C. B. 10.—An act for the protection of the salmon fisheries of Puget Sound and tributary waters.

And that the President has signed the following bills:

H. B. 145.—An act defining the boundary lines of Mason County.

H. B. 54.—An act to enable the Territorial Auditor to make just and equitable settlements between the Territory and the several counties.

H. B. 42.—An act to repeal an act to regulate the running at large of sheep in San Juan county. Approved Nov. 12, 1875.

And the same are herewith returned.

And that the President has appointed as conference committee on,

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

On the part of the Council, Messrs. Ferguson, Kuhn and Hathaway.

And that the President has signed,

C. B. 10.—An act for the protection of salmon fisheries of Puget Sound and tributary waters.

C. B. 20.—An act to repeal an act entitled an act in relation to the duties of probate judges.

H. J. R. 16.—Relative to the death of Senator Oliver P. Morton.

H. M. 18.—Praying for the establishment of a Harbor of Refuge on the Northwest Coast.

H. M. 15.—Praying for a geological survey of Washington Territory.

And hereby return the same.

T. B. MERRY,
Chief Clerk.

Message from the Council by their Clerk.

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the Council refuses to concur in House amendments to,

C. B. 32.—An act to provide for the assessment and collection of Territorial and county revenue.

And asks a committee of Conference to be appointed.

And that the President has appointed Messrs. Hanford and Hoover on part of the Council.

Also that the Council has passed,

C. B. 58.—An act to regulate fees and costs. Also,

H. M. 13.—Asking an appropriation to build a fog whistle and bell on Point Wilson.

H. M. 14.—Relative to certain lands in Washington Territory.

H. M. 18.—Praying for the establishment of a harbor of refuge on the north-west coast.

H. M. 15.—Praying for a geological survey of W. T.

H. M. 17.—Relative to carrying the U. S. mails from Port Townsend to Port Angeles by land.

H. M. 20.—In relation to Indians east of the Cascade mountains. Also,

H. J. R. 16.—Relative to the death of Senator Oliver P. Morton.

And that the Council has adopted report of committee of Conference upon,

C. B. 32.—An act to provide for the assessing and collecting the county and Territorial revenue.

And the Council has passed,

H. B. 131.—An act in relation to roads and bridges in Klickitat county. Also,

H. J. R. 17.—Recommending the purchase of Musser's tax book attachment.

And the same is herewith returned.

Also that the Council has passed with amendment,

H. B. 125.—An act to provide for the payment of storage and transportation of arms.

And that,

C. B. 32.—An act for assessing and collecting revenue.

Is reported enrolled and transmitted for your signature.

Also that the President has signed,

C. B. 20.—Amending act on Probate courts.

C. B. 10—.An act for the protection of salmon fisheries on Puget Sound and tributaries.

H. M. 20.—In relation to Indians east of the Cascade mountains.

H. M. 13.—Asking for fog whistle on Point Wilson.

H. M. 17.—Relative to carrying mails from Port Townsend to Port Angeles by land.

H. B. 140.—An act to provide and pay for the publication and distribution of certain laws.

H. B. 114.—An act in relation to the location of the county seat of Klickitat county.

H. B. 75.—An act regulating time and manner of transferring Territorial funds from county to Territorial Treasury.

H. B. 77.—An act for the relief of J. C. Kelly, Thomas Dealy and John Fitzpatrick.

H. B. 138.—An act relating to the improvement of tide lands.

And the same are herewith returned.

T. B. MERRY,
Chief Clerk.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 9, 1877.

I am instructed by the Council to inform the House that the President has signed,

H. B. 124.—An act for the relief of H. L. Chapman, and others.

H. M. 14.—In relation to certain lands in W. T.

H. B. 131.—An act in relation to roads and bridges in Klickitat county.

H. J. R. 17.—Recommending the purchase of Musser's tax book attachment, by the counties in W. T.

And the same are herewith returned.

And the passage of,

H. B. 172.—An act to provide for the payment of a telegram to the President.

And the same are herewith returned.

T. B. MERRY,
Chief Clerk.

H. B. 111.—An act to appropriate money to encourage industrial pursuits in W. T.

On motion, rules were suspended, bill read a third now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Chipman, Daniels, Gregory, Horr, and Tibbetts.—7.

Those voting in the negative were:

Messrs. Davis, Ebey, Foster, Iverson, Kelly, Korter, La Du, Martin, McDonnell, McReavy, Percival, Stiles, Warbass, Warman, Whitney, Whitson and Mr. Speaker.—17.

House refused to pass the bill.

Mr. Warman moved to reconsider the vote by which.

H. B. 130.—An act regulating the practice of medicine and surgery.

Was defeated.

Motion carried.

On motion, rules were suspended and bill read third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Barnes, Foster, Gregory, Horr, Iverson, Korter, Martin, McDonnell, McReavy, Warbass, Warman and Mr. Speaker.—13.

Those voting in the negative were:

Messrs. Chipman, Davis, Ebey, Kelly, La Du, Percival, Stiles, Tibbetts and Whitney.—9.

Bill passed and title agreed to.

On motion, House took a recess for 10 minutes.

House called to order.

C. B. 32.—An act to provide for assessing and collecting of County and Territorial revenue.

Reported back from Council asking that a committee of Conference of three be appointed to meet a committee from the Council to settle the difficulty.

Speaker appointed Messrs. Gregory, Daniels and Whitney.

Mr. Warbass not feeling well was excused from further attendance.

REPORTS OF STANDING COMMITTEES.

Report of the committee on Hospital for Insane.

MR. SPEAKER—

Your committee on Hospital for Insane, to whom was referred the communication of H. H. Montgomery, have had the same under consideration and report the same back with bill which accompanies this report and recommend its passage.

J. C. HORR,
Chairman.

The Speaker gave notice that he was about to sign,

C. B. 14.—An act to amend an act entitled an act relating to deeds. Approved November 13, 1873.

H. B. 90.—An act defining the boundary between the county of Island and the counties of San Juan, Whatcom and Snohomish.

H. B. 146.—An act relating to the measurement of charcoal.

H. B. 166.—An act for the relief of the clerks of the present Legislative Assembly.

H. B. 133.—An act relative to hogs in Snohomish county and certain townships in Klickitat county.

H. B. 154.—An act to amend an act entitled an act relating to mortgages on personal property. Approved November 12, 1875.

H. B. 30.—Entitled an act for the relief of the Board of Trustees of Tacoma Lodge, No. 4, I. O. G. T.

S. H. B. 65.—An act for the protection of deer, in the counties of Jefferson and Clallam.

H. B. 169.—An act in relation to delinquent road tax in Yakima county.

H. B. 143.—An act in relation to deer in Island county.

S. H. B. 149.—An act to repeal an act entitled an act to disincorporate the city of Kalama. Approved Nov. 29, 1871.

H. B. 134.—An act providing for the training of indigent mute and blind children.

H. B. 140.—An act to provide and pay for the publication and distribution of certain laws.

H. B. 138.—An act relating to the improvement of Tide Lands.

H. B. 77.—An act for the relief of J. C. Kelly, and others.

H. B. 114.—An act in relation to the duties of county assessor.

H. B. 151.—An act Regulating the time and manner of transferring Territorial funds from County to Territorial Treasury.

H. B. 42.—An act to repeal an act regulating the running of sheep at large in San Juan county. Approved Nov. 12, 1875.

H. B. 54.—An act to enable the Territorial Auditor to make

equitable settlement between the Territory and the several counties therein.

H. B. 145.—An act defining the boundaries of Mason county.

H. M. 15.—Praying for a geological survey of W. T.

H. J. R. 16.—Relative to the death of Senator Oliver P. Morton.

H. M. 18.—Praying for a harbor of refuge on the northwest coast.

H. M. 17.—Relative to carrying the U. S. mails from Port Townsend to Port Angeles by land.

H. M. 13.—Asking an appropriation to build a fog whistle and bell on Point Wilson.

H. M. 20.—In relation to Indians east of the Cascade mountains.

An act to repeal an act entitled an act in relation to the duties of Probate Judges. Approved Nov. 12, 1875.

An act in relation in salmon fisheries on Puget Sound and tributary waters.

H. M. 14.—In relation to certain lands in W. T.

H. B. 124.—An act for the relief of Henry L. Chapman, and others.

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

H. J. R. 17.—Recommending the purchase of Musser's Tax Book Attachment by the Counties of W. T.

H. B. 131.—An act in relation to roads and bridges in Klickitat county.

The report of committee on Hospital for Insane reporting back.

H. B. 170—An act to authorize the Trustees of Hospital for Insane to purchase real estate.

Bill read first time.

On motion, the rules were suspended and bill read second time by title.

On motion of Mr. Horr,

Rules were further suspended and bill read third time by title.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Horr, McReavy, Percival, Ward, and Mr. Speaker.—6.

Those voting in the negative were:

Messrs. Barnes, Chipman, Davis, Ebey, Foster, Iverson, Korter, La Du, Long, Martin, Stiles, Tibbetts, Warman, and Whitson.—14.

House refused to pass the bill.

S. C. B. 58.—An act to regulate fees and costs.

Bill read first time.

Special committee of Conference on,

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Reported that the committee could not agree, and,

On motion of Mr. Horr,

The report was received and committee discharged.

On motion of Mr. Horr,

A committee of five on the part of the House was appointed to confer with a committee of three on the part of the Council.

The Speaker announced as the House committee Messrs. Horr, McReavy, Barnes, Foster, and Ward.

H. J. R. 17.—Relative to the purchase, by the counties, of Musser's Tax-book Attachment.

Was taken from the table.

Resolution read first time.

On motion, rules were suspended and resolution read a second time by title.

On motion, rules were further suspended and resolution read third time now by title.

The question being, "shall the resolution pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Andrews, Atkinson, Chipman, Daniels, Davis, Ebey, Gregory, Kelly, Korter, La Du, Long, Martin, McReavy, Percival, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—20.

Resolution passed.

Recess of ten minutes.

House called to order.

The committee of Conference on,

C. B. 32.—An act to provide for the assessing and collecting of county and Territorial revenue.

Presented a verbal report asking that the House recede from its amendments.

The ayes and noes were called on the adoption of the report with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Davis, Foster, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, McReavy, Stiles, Tibbetts, and Warman.—16.

Those voting in the negative were:

Messrs. Andrews, Ebey, Gregory, Korter, Percival, Ward, Whitney, Whitson and Mr. Speaker.—9.

Report adopted.

Mr. Horr moved that the House recede from its amendment in substituting the word "Sheriff" for "Treasurer."

The ayes and noes being called for resulted as follows:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Daniels, Davis, Foster, Horr, Iverson, Kelly, La Du, Long, Martin, McDonnell, Stiles, Tibbetts and Warman.—16.

Those voting in the negative were:

Messrs. Andrews, Ebey, Gregory, Korter, McReavy, Percival, Ward, Whitney, Whitson and Mr. Speaker.—10.

House receded.

Mr. Daniels presented the following resolutions.

WHEREAS, The sixth biennial session of the Legislative assembly of Washington Territory is now drawing to a close, and

WHEREAS, On to-morrow the members of this body must separate and depart for their respective homes, now therefore be it,

Resolved, That the thanks of this House be and the same are hereby tendered to his Excellency the Governor of Washington Territory and to the Territorial Secretary and other Territorial officers for the uniform courtesy and kindness received at their hands during the arduous labors of the past forty days; that the thanks of this House be and the same are also tendered to the officers of the House and particularly to the Chief Clerk and his assistant, also to the reporters of the press and to the citizens of Olympia for their numerous acts of kindness to the members of this body during this session.

Resolutions adopted.

The title to,

H. B. 54.—An act to provide for an equitable settlement between the Territory and the several counties therein.

As amended above was adopted.

Mr. Horr called up,

H. B. 19.—An act for the relief of W. O. Bush.

Mr. Foster moved to lay the bill on the table.

Motion carried.

H. B. 125.—Entitled an act to provide for the payment of storage and transportation of arms.

Reported from the Council amended.

House concurred in Council amendments.

H. B. 172.—An act to provide for the payment of the expenses of a telegram to the President.

Bill read first time.

On motion, rules were suspended and bill read second time by title.

On motion, rules were further suspended and bill read the third time now.

The question being, "shall the bill pass?" then went to vote with the following result:

Those voting in the affirmative were:

Messrs. Atkinson, Barnes, Chipman, Daniels, Davis, Ebey, Foster, Gregory, Horr, Iverson, Kelly, Korter, La Du, Long, Martin, McDonnell, McReavy, Stiles, Tibbetts, Ward, Warman, Whitney, Whitson and Mr. Speaker.—24.

Bill passed and title agreed to.

The Speaker gave notice that he was about to sign,

H. B. 125.—An act to provide for the payment of storage and transportation of arms.

Message from the Council by their Clerk:

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that I am instructed to proceed to the House and inquire if the House has any further business to communicate to the Council.

T. B. MERRY,
Chief Clerk.

Message from the Council by their clerk, as follows:

COUNCIL CHAMBER,
November 9, 1877.

MR. SPEAKER—

I am instructed by the Council to inform the House that the President has signed,

H. B. 125.—An act to provide for the payment of storage of arms.

H. B. 172.—An act to provide for payment of a telegram to the President.

T. B. MERRY,
Chief Clerk.

Message from the Governor by his Secretary.

TERRITORY OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, *November* 9, 1877.

To the Honorable, The House of Representatives of the Territory of Washington:—

GENTLEMEN:—

I have the honor to inform you that I have this day approved and signed the following:

An act to amend an act entitled an act relating to mortgages on personal property.

An act to create and confer jurisdiction upon the District court of Whatcom county.

An act to regulate the government of the Hospital for Insane.

An act for the relief of the Trustees of Tacoma Lodge, No. 4, I. O. G. T.

An act relating to the measurement of charcoal.

An act in relation to deer in Island county.

An act to repeal an act regulating the running of sheep at large in San Juan county. Approved Nov. 12, 1875.

An act for the relief of the clerks of the present Legislative Assembly.

An act to amend an act creating a board of pilot commissioners and pilots on the Columbia river and bar. Approved Nov. 29, 1871.

An act in relation to delinquent road tax in Yakima county.

An act to repeal an act entitled an act to disincorporate the city of Kalama.

An act defining the boundary lines of Mason County.

An act for the protection of deer, in the counties of Jefferson and Clallam.

An act to provide for payment of expenses of Regents of the Territorial University.

An act to enable the Territorial Auditor to make just and equitable settlements between the Territory and the several counties therein.

An act relating to the improvement of Tide Lands.

An act for the relief of J. C. Kelly, Thomas Dealy and John Fitzpatrick.

An act regulating time and manner of transferring Territorial funds from county to Territorial Treasury.

An act in relation to the relocation of the county seat of Klickitat county.

An act to provide and pay for the publication and distribution of certain laws.

An act defining the boundary between the county of Island and the county of San Juan.

An act in relation to hogs in Snohomish county and certain townships in Klickitat county.

An act providing for the training of indigent mute and blind children.

An act to authorize the Territorial Treasurer to refund certain moneys.

An act in relation to roads and bridges in Klickitat county.

An act for the relief of Henry L. Chapman, and others.

An act to provide for the payment of storage and transportation of arms.

An act to provide for the payment of a telegram to the President.

E. P. FERRY,
Governor.

Mr. Horr moved that a committee of two be appointed to wait upon the Governor and inform him that the House is now about to adjourn and ask him if he has anything further to communicate.

Motion carried.

Speaker appointed Messrs. Horr and Tibbetts such committee.

Mr. Horr from the committee, reported that they had waited upon his excellency, the Governor, and were informed that he had nothing further to communicate, and sent back his compliments.

Mr. Gregory presented the following resolution.

Resolved, That the House now inform the Council that it is ready to adjourn *sine die*.

Resolution adopted and the Clerk dispatched with it.

Mr. Warman, on leave, introduced the following resolution which was read.

Resolved, That the House do hereby extend to John R. Wheat, the Territorial Auditor, of this Territory, our thanks and acknowledgments of his efforts in our assistance at this session, and that we do hereby recognize in him, in the last two years, a faithful and efficient officer, and, we hereby express our belief that he has diligently and faithfully performed the duties of said office to his own credit and to the satisfaction and approbation of the people of this Territory, and we do hereby condemn the action of the Council in their failure to sustain him in said office.

Mr. Daniels rose and said that he thought the House had no right to take action on anything affecting the rights and prerogatives of the Council.

Mr. Gregory said while individually the members might and ought to condemn the action of the Council, yet the House had no right to take action concerning a right that belonged to them alone.

Mr. Whitson thought the House had no right to take up the fights of the Council and hoped the resolution would not pass.

On motion the resolution was laid on the table.

On motion of Mr. Gregory,

The House adjourned *sine die*.

R. G. O'BRIEN,
Chief Clerk.